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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 2201/2020**

EX ASI/GD KHYALI RAM

..... Petitioner

Through: Mr. O.P. Agarwal, Advocate.

versus

UNION OF INDIA & ORS.

..... Respondents

Through: (Appearance not given)

**CORAM: JUSTICE S.MURALIDHAR  
JUSTICE TALWANT SINGH**

**ORDER**

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**26.02.2020**

**CM APPL. 7718/2020 (Exemption)**

1. Allowed, subject to all just exceptions.

**W.P.(C) No. 2201/2020**

2. Notice. Notice is accepted by learned counsel for the Respondents.

3. The prayers in the present petition stands covered by the decision dated 13<sup>th</sup> September, 2019, as modified by order dated 18<sup>th</sup> September, 2019, of this Court in W.P. (C) 8203/2019 (*Ex-Constable GD Prahalad v. Union of India and batch*).

4. Accordingly, the petition is allowed with the following directions:

- (i) The Petitioner would be given the benefits of the 1<sup>st</sup> financial upgradation under the ACP scheme for completion of 12 years of service, from 21<sup>st</sup> November, 2001 till 31<sup>st</sup> December, 2005;
- (ii) The benefit of the 2<sup>nd</sup> financial upgradation will be given under the

MACP scheme from the date of completion of 20 years of service by treating the MACP as applicable with effect from 1<sup>st</sup> January 2006 onwards;

- (iii) The Petitioner will be placed in the appropriate pay scale of SI/HC etc. as the case may be (for eg. In the case of SIs Rs.9300 – 34800 with grade pay of 4200) from the date of completion of 20 years of regular service up to the date of his retirement; and,
- (iv) The appropriate revised pension orders will be issued and arrears will be paid to the Petitioner within a period of 12 weeks, failing which the Respondents would be liable to simple interest at 6% per annum on the arrears of period of delay.

**S. MURALIDHAR, J.**

**TALWANT SINGH, J.**

**FEBRUARY 26, 2020/abc**