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

+ **W.P.(C) 2254/2020**

SUJEET KUMAR

..... Petitioner

Through: Mr.Naushad Alam and Mr.Jitendra Bharti,
Advocates.

versus

UNION OF INDIA AND ORS.

..... Respondents

Through: Mr.Satender Kumar, Advocate with
Mr.Bakshi Vinita, Advocate for R-1 to 3.

CORAM:

HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

% **13.03.2020**

CM No.7863/2020 (exemption)

1. Exemption allowed subject to just exceptions.
2. The application stands disposed of.

W.P.(C) 2254/2020

3. The petitioner, having been granted NOC and pursuant thereto having been discharged from employment with the Air Force as an Airman, after 10 years of service, but before expiry of 15 years of service making the petitioner eligible for pension, states that the case of the petitioner is covered by the dicta of this Court in ***Govind Kumar Srivastava v. Union of India*** MANU/DE/0048/2019 and order dated 15th January, 2020 in W.P.(C) 9524/2019 titled ***Rakesh Kumar v. Union of India*** and the petitioner is entitled to *pro rata* pension.

4. The counsel for the respondents appearing on advance notice confirms.

5. Accordingly, the petition is disposed of directing the respondents to grant to the petitioner, upon verification, *pro rata* pension, from the date he was discharged from service, with arrears being paid to the petitioner not later than 12 weeks from today, failing which the respondents shall be liable to pay simple interest @ 6 % p.a. on the said amount for the period of delay.

6. With the aforesaid directions, the petition is disposed of.

RAJIV SAHAI ENDLAW, J

SANGITA DHINGRA SEHGAL, J

MARCH 13, 2020
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