

\$~23(2021)

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

% **Date of decision: 24.11.2021**

+ **LPA 450/2021 & CM Nos.41786-87/2021**

SIDDHARTH INTERNATIONAL PUBLIC SCHOOLAppellant

Through : Mr. R.M. Sinha and Mr. P.M. Sinha,
Adv.

versus

SHASHI KIRAN & ORS.

.....Respondents

Through : Mr. Anuj Aggarwal, Adv.

CORAM:

HON'BLE MR. JUSTICE RAJIV SHAKDHER

HON'BLE MR. JUSTICE TALWANT SINGH

[Physical Hearing/Hybrid Hearing (as per request)]

RAJIV SHAKDHER, J. (ORAL):-

CM No.41787/2021

1. Allowed, subject to just exceptions.

LPA 450/2021 & CM No.41786/2021*[Application filed on behalf of the appellant for interim relief]*

2. This appeal is directed against the judgment of the learned single judge dated 03.09.2021, passed in W.P.(C.) No.2734/2021.

2.1. The operative part of the impugned judgment dated 03.09.2021 is set out in paragraph 8. For the sake of convenience, the same is extracted hereafter:

“....8. I see no reason to deviate from the said orders passed by this Court. Accordingly, it is directed that the balance salary of the petitioners between April 01, 2020 till July 31, 2021 shall be released to the petitioners within a period of eight weeks with interest @ 7% p.a....”

3. We have heard the learned counsel for the parties for some time.

3.1. Learned counsel for the parties are agreed that the appeal can be disposed of based on the following directions:

(i) That the appellant–school will pay the balance salary, as indicated in paragraph 2.2 of the writ petition, to the concerned teachers for the period spanning between 01.04.2020 and 30.06.2021.

(ia) Mr. Anuj Aggarwal, who appears on behalf of the respondents, after receiving instructions from the respondents, has confirmed that the span period would end on 30.06.2021.

(ii) The aforementioned amount i.e., the balance salary payable to the respondents would be paid within sixteen [16] weeks, along with simple interest at the rate of 7% per annum.

(iii) The period of sixteen [16] weeks will commence from today. The interest will, however, run from the date of the judgment of the learned single judge i.e., 03.09.2021.

(iv) In case the balance salary is paid to the respondents at an earlier date, the interest will stand reduced proportionately.

4. Consequently, pending application shall also stand closed.

RAJIV SHAKDHER, J

TALWANT SINGH, J

NOVEMBER 24, 2021

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[Click here to check corrigendum, if any](#)