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

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Date of decision: October 12, 2022

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W.P.(C) 2870/2022

SM GD SANTOSH KUMAR AND ORS

..... Petitioners

Through: Mr.A.K. Singh, Advocate

versus

UNION OF INDIA AND ORS

..... Respondents

Through: Mr. R. D. S. Bhardwaj, CGSC with
Mr. Jitendra Kumar, Advocate, Mr.
Ripu Daman Bhardwaj, CGSC, with
Mr. Aakriti Roy, Advocate for UOI.

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

HON'BLE MR. JUSTICE SAURABH BANERJEE

JUDGMENT (oral)

1. Learned counsel appearing on behalf of the respondents submits that reliefs sought by the petitioners qua prayer clause (i) for treating the petitioner under the old pension scheme which was applicable till 31.12.2003 at par with their batchmate IRLA No. 12045 AC/GD Mrityunjay Kumar and qua prayer clause (ii) for directing the respondent no.2 to re-fix the seniority of the petitioner in the rank of assistant commandant at par with their batch-mate IRLA No. 12045 AC/GD Mrityunjay Kumar alongwith the consequential benefits qua petitioner nos.1, 3 & 4 have already been satisfied. However, the said reliefs are pending consideration in respect of



the petitioner no.2.

2. Accordingly, we hereby dispose of the present petition directing the respondents to take final decision in respect of reliefs sought by petitioner no.2 within four weeks from today. Decision thereof, shall be communicated to the petitioner no.2 within one week thereafter.

3. Needless to state that if the petitioner no.2 is still aggrieved by the decision, he may challenge the same before the appropriate forum.

(SURESH KUMAR KAIT)
JUDGE

(SAURABH BANERJEE)
JUDGE

OCTOBER 12, 2022/akr