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

% ***Date of decision: February 3, 2023***

+ **W.P.(C) 7128/2021**

HEMANI MALHOTRA

..... Petitioner

Through: **Ms. Bina Madhavan and Ms. Sweena Nair, Advocates**

versus

HIGH COURT OF DELHI

..... Respondent

Through: **Mr. Gautam Narayan, ASC with Ms. Asmita Singh, Advocate for R-1
Mr. Nidhesh Gupta, Sr. Advocate
with Ms. Pallavi Singh, Advocate for
R-2 to 8**

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

J U D G M E N T (oral)

1. Vide the present petition, petitioner is seeking a direction to the respondent (on Administrative side) to finalise the Seniority List by giving effect to the decision dated 25.05.2016 of the Seniority Committee of the respondent and to grant the petitioner the Selection Grade, Super Time Scale as well as consequential promotion and seniority from such date as she is found entitled pursuant to the said decision dated 25.05.2016.
2. The present petition has been filed relying upon the report dated 25.05.2016 of the Seniority Committee headed by Hon'ble Mr. Justice Pradeep Nandrajog (Retd.) which has already been rejected by the Full

Court vide decision dated 16.12.2022. A copy of the decision has been handed over to the learned counsel for petitioner in the Court today.

3. At this stage, learned counsel for petitioner seeks permission to withdraw the present petition with liberty to file a fresh petition on a fresh cause of action, if so arises.

4. Permission granted with the liberty as prayed for.

5. Accordingly, the present petition is dismissed as withdrawn.

(SURESH KUMAR KAIT)
JUDGE

(NEENA BANSAL KRISHNA)
JUDGE

FEBRUARY 3, 2023/rk

