



\$~53 & 68

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

+ **W.P.(C) 7089/2024 & CM APPL. 29591/2024**

SHIVRAJ DAHIYA

..... Petitioner

Through: **Mr. Pramod Kr. Tiwari and Mr. Anil
Kr.Sinha,Advs.**

versus

UNION OF INDIA & ANR.

..... Respondents

Through: **Mr. S.K. Tyagi, SPC with Ms.
Shobha Tyagi and Mr. Surinder
Kumar, Advs. with Mr. Aakash
Meena, Govt. Pleader with SI Prahlad
Devendra and SI Amit Kumar for R1
and R2.**

AND

+ **W.P.(C) 7136/2024 & CM APPL. 29748/2024**

DURGA PRASAD OJHA

..... Petitioner

Through: **Mr. Pramod Kr. Tiwari and Mr. Anil
Kr.Sinha,Advs.**

versus

UNION OF INDIA & ANR.

..... Respondents

Through: **Mr. Rajesh Kumar, SPC with Mr.
Rahul Kumar Sharma, Govt. Pleader
with Mr. Amit Sharma, Insp. CISF
and Mr. Prahlad, CISF.**

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORDER

17.05.2024

%



CM APPL. 29591/2024 in W.P.(C) 7089/2024

CM APPL. 29748/2024 in W.P.(C) 7136/2024

Exemption allowed subject to all just exceptions.

Application stands disposed of.

W.P.(C) 7089/2024

W.P.(C) 7136/2024

1. As identical pleas have been made in these petitions in as much as the respondents should extend the benefit of the judgment of the Supreme Court in the case of *Director (Admn. And HR) KPTCL & Ors. versus C.P. Mundinamani & Ors.* in Civil Appeal No. 2471/2023 decided on 11.04.2023, the same are decided by this common order.
2. Mr. Pramod Kr. Tiwari, learned counsel appearing for the petitioners reiterates the prayers as sought in the writ petitions.
3. The counsel appear for the respondents state that each case is required to be looked/considered on facts to ensure that the said case is covered by the judgment of the Supreme Court.
4. Noting the said submission(s) made, we dispose of all these petitions with a direction to the respondents to consider the writ petitions as representations on behalf of the petitioners in terms of the judgement of the Supreme Court referred to above and dispose of the same within a period of ten weeks.
5. If the petitioners are entitled to the benefits as per the judgment of the Supreme Court, the same shall be released to them within a period of six weeks thereafter.
6. In the eventuality, the respondents are of the view that a petitioners are not entitled to the benefits as sought, reasons thereof, shall be communicated to the said petitioners in writing, and the petitioners shall be



at liberty to seek such remedy as available in accordance of law.

7. The petitions stand disposed of.

V. KAMESWAR RAO, J

TARA VITASTA GANJU, J

MAY 17, 2024/jg