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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 7295/2024, CM APPL. 30478/2024**
CT/CARPENTER MAHIPAL SINGH

..... Petitioner

Through: Ms. Ankita Patnaik, Adv.

versus

UNION OF INDIA AND ORS

..... Respondents

Through: Mr. Kangan Roda, Sr. PC with
Mr. Deepak Tanwar, GP with
Mr. Rajdev Kumar, Mr. Hitesh Batra
and Ms. Diksha, Advs. for UOI with
Mr. N.S. Bisht, AC, Mr. N. Vichen
Singh, SI, Mr. D. Prahlad, SI and
Mr. N. Khan, HC (CISF)

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

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21.05.2024

CM APPL. 30478/2024 (for exemption)

Exemption allowed subject to all just exceptions.

Application stands disposed of.

W.P.(C) 7295/2024

1. This petition has been filed by the petitioner with the following prayers:

"It is therefore most respectfully prayed that this Hon'ble Court may be pleased to:-

A. Issue of a Writ of Certiorari quashing order dated 02.03.2024 issued by the Respondents, denying the benefit of the Old Pension Scheme in accordance with CCS (Pension)



Rules, 1972 to the Petitioner who had been recruited pursuant to notifications/advertisements issued before 01.01.2004, i.e, before the New Pension Scheme (NPS) was implemented

B. Issue a Writ of Mandamus directing the Respondents to extend the benefit of Old Pension Scheme to the Petitioner

C. Issue of a Writ of Mandamus directing the Respondents to transfer the amount (corpus) held in NPS Tier I account to GPF account of the Petitioner, which relief has already been granted to Petitioner's batchmates.

D. Pass any other appropriate order / direction which this Hon'ble Court deem fit and proper. ”

2. Learned counsel for the petitioner states that the issue which has been raised in this writ petition is pending consideration with the authorities on a representation made by the petitioner and as such, wishes to withdraw the writ petition. The writ petition is dismissed as withdrawn.

3. Liberty shall be with the petitioner to seek such remedy as available in law, if the representation is decided against the petitioner.

V. KAMESWAR RAO, J

GIRISH KATHPALIA, J

MAY 21, 2024/aky