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

+ **CONT.CAS(C) 894/2024**

SHRI RAJESH KUMAR BHAWAREKAR & ORS. Petitioners

Through: Ms. Saahila Lamba and Mr. Tanmay
Cheema, Advs.
M: 9870317459
Email: tanmaycheema@gmail.com

versus

GIRIDHAR ARMANE & ORS. Respondents

Through: Mr. Piyush Beriwal, Ms. Priya Singh
& Mr. Nikhil Kumar Chaubey, Advs.
with Ram Niwas (HQDGBR)
M: 9910396352
Email: beriwal.lawyer@gmail.com

**CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA**

**ORDER
27.05.2024**

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1. The present petition has been filed alleging willful disobedience of the order dated 8th February, 2024, passed in *W.P.(C) No. 13013/2023* by the Division Bench, wherein, the following directions had been issued:

“xxx xxx xxx

3. Mr. Beriwal, learned counsel appearing for the respondents would submit that as the posts lying vacant are considered as live and no revival would be required, the DPC proposal for the vacancy year 2024 to be conducted by the UPSC has been finalised and as per his instructions, minimum three months are required to hold the DPC as the DPC is to be held under the aegis of the UPSC.

4. We have been informed that the petitioner no.1 is retiring in the month of May, 2024. We expect that the DPC shall be convened within a period of three months from today.



5. It goes without saying that further action in so far as the promotion from AAO to AO shall be in terms of the recommendations made by the UPSC and on approval of the competent authority.

xxx xxx xxx”

2. Issue notice. Notice is accepted by learned counsel appearing for the respondents.
3. Learned counsel appearing for the respondents has handed a copy of the office order dated 21st May, 2024, and submits that promotion has already been granted to the petitioners in terms of the aforesaid order.
4. The order dated 21st May, 2024 issued by the Border Roads Wing, Ministry of Defence, Government of India, is taken on record. The same reads as under:

*“Government of India
Ministry of Defence
Border Roads Wing
D (BR-II/ GE-I)*

*‘B’ Wing, 4th Floor
Sena Bhawan
New Delhi-11*

F.No. MoD (BR)/04/117/R-DPC-2024/AO/GE-I dated: 21st May, 2024

ORDER

The President of India is pleased to promote the following Assistant Administrative Officer to the grade of Administrative Officer in General Reserve Engineer Force of Border Roads Organization under Ministry of Defence in Level-10 in the Pay Matrix of Rs. 56100-177500/- against the panel year 2024 with effect from the date they assume charge of the post and until further orders:-

<i>S/No.</i>	<i>GO No.</i>	<i>Name S/Shri</i>
<i>(i)</i>	<i>GO-5092F</i>	<i>Satish Chaudhary</i>
<i>(ii)</i>	<i>GO-4979P</i>	<i>Ramchandra Mutkure</i>
<i>(iii)</i>	<i>GO-4981M</i>	<i>B Rajesh Kumar Lal</i>



		<i>Chand</i>
	<i>GO-4982P</i>	<i>Anil Kumar Verma</i>
	<i>GO-4985H</i>	<i>Pravendra Prasad</i>
	<i>GO-4986L</i>	<i>Manoj Kumar Tiwari</i>
	<i>GO-4988W</i>	<i>Rakesh Kumar</i>
	<i>GO-4995M</i>	<i>Harish Chander</i>
	<i>GO-4997X</i>	<i>Arvind Kumar Pandey</i>
	<i>GO-5005H</i>	<i>Manjit Pal</i>
	<i>GO-5011W</i>	<i>Paunikar Tulsiram</i> <i>Mahadoo</i>
	<i>GO-5016P</i>	<i>Panmei Samson Rongmei</i>

2. *DGBR may ensure that the officers recommended for promotion, as mentioned above, are free from vigilance and disciplinary angle before placing them in higher grade.*

(Ajay Paul)

Under Secretary to the Govt. of India

Tele: 23016533

xxx xxx xxx”

5. At this stage, learned counsel appearing for the petitioners submits that individual promotion orders, are yet to be issued.
6. Learned counsel appearing for the respondents submits that individual promotion order, in terms of the aforesaid order dated 21st May, 2024, shall be issued expeditiously, before 31st May, 2024.
7. The aforesaid statement is taken on record.
8. Accordingly, the present petition is disposed of.

MINI PUSHKARNA, J

MAY 27, 2024

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