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

+ **W.P.(C) 13325/2024**

YOGENDER SINGH MALIK

.....Petitioner

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

versus

UNION OF INDIA & ANR.

.....Respondents

Through: Adv. (appearance not given)

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

23.09.2024

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CM APPL. 55682/2024

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

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3. The petitioner has approached this Court under Article 226 of the Constitution of India seeking a direction to the respondents to grant him his due increments in the light of the decision of the Apex Court in *Director (Admn. & HR) KPTCL & Ors. versus C.P. Mundinamani & Ors.* [Civil Appeal No.2471/2023].
4. Learned counsel for the petitioner submits that for the present, the petitioner will be satisfied, in case, the respondents are directed to examine their claims in the light of the decision of the Apex Court in *Director (Admn. & HR) KPTCL & Ors.(supra)* in a time bound manner.



5. Issue notice. Learned counsel accepts notice on behalf of the respondents and has no objection if the petition is disposed of by directing the respondents to take a final decision regarding the petitioner's claim in a time bound manner.

6. In the light of this fair stand taken by the respondents, the writ petition is disposed of by directing the respondents to consider the petitioner's claim as raised in the present petition within a period of eight weeks from today by passing reasoned and speaking orders qua the petitioner.

7. Needless to state while taking a decision on the petitioner's claim, the respondents will, take into account the decision dated 11.04.2023 of the Apex Court in *Director (Admn. & HR) KPTCL & Ors. (supra)* read with the clarificatory order passed by the Apex Court on 06.09.2023 in S.L.P. (C) 4722/2021. It is further made clear that, in case, the petitioner is aggrieved by any order passed by the respondents, it will be open for him to seek legal recourse as permissible in law.

REKHA PALLI, J

SHALINDER KAUR, J

SEPTEMBER 23, 2024

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