



2024:DHC:8123-DB



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

Date of decision: 21.10.2024

+ W.P.(C) 14701/2024
SUNDER SINGH RAWAT & ORS.Petitioners

Through: Mr.Sahil Chandra, Mr.Jai Singh
Saharan, Mr.Parth Tiwari,
Ms.Ananya Singh, Mr.V.
Abhinav Kumar, Advs.

versus

UNION OF INDIA & ORS.Respondents

Through: Mr.Abhishek Khanna, SPC,
Mr.Sarvesh Srivastava, GP,
Mr.Parvesh Khanna, Mr.Ashish
Khanna, Advs.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

HON'BLE MS. JUSTICE SHALINDER KAUR

NAVIN CHAWLA, J. (Oral)

CM APPL. 61791/2024 (Exemption)

1. Allowed, subject to all just exceptions.

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2. The petitioners have approached this Court under Article 226 of the Constitution of India seeking a direction to the respondents to grant them their due increments in light of the decision of the Supreme Court in *Director (Admn. & HR) KPTCL & Ors. versus C.P.Mundinamani & Ors.* 2023 SCC OnLine SC 401.

3. The learned counsel for the petitioners submits that for the present, the petitioners will be satisfied in case the respondents are



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directed to examine their claims in light of the decision of the Supreme Court in ***Director (Admn. & HR) KPTCL & Ors.*** (supra) in a time-bound manner.

4. Issue notice.

5. Notice is accepted by Mr. Abhishek Khanna, learned counsel on behalf of the respondents. He has no objection if the present petition is disposed of by directing the respondents to take a final decision regarding the petitioners' claim in a time-bound manner.

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

7. Needless to state, while taking a decision on the petitioners' claim, the respondents will take into account the decision dated 11.04.2023 of the Supreme Court in ***Director (Admn. & HR) KPTCL & Ors.*** (supra) read with the clarificatory order passed by the Supreme Court in S.L.P. (C) 4722/2021 on 06.09.2024. It is further made clear that in case the petitioners are aggrieved by any order passed by the respondents, it will be open for them to seek legal recourse as permissible in law.

NAVIN CHAWLA, J

SHALINDER KAUR, J

OCTOBER 21, 2024/Arya/DG

[Click here to check corrigendum, if any](#)