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

+ **W.P.(C) 15498/2024**

SIMMI KUMARI

.....Petitioner

Through: Mr. Khem Singh Bhati, Advocate.

versus

UNION OF INDIA AND ORS

.....Respondents

Through: Mr. Farman Ali, SPC with Ms. Usha Jamnal, Advocate for Respondents No.1 to 3/UOI.
Mr. Sanjeev Sagar, Standing Counsel with Ms. Nazia Parveen, Advocate for Respondent No.4/SBI.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

07.11.2024

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CM APPL. 65071/2024

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

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3. This writ petition has been preferred by the Petitioner under Article 226 of the Constitution of India aggrieved by the stoppage of family pension which was being paid to her allegedly being the nominated beneficiary of late Sh. Dharam Chand, her father, who was a retired Government employee when he expired in 2017.
4. Looking at the nature of relief sought and considering that the contesting party is Intelligence Bureau under the Ministry of Home Affairs, the Central Administrative Tribunal is the only Court of first instance by



virtue of Section 14(1) of the Administrative Tribunals Act, 1985 and the judgment of the Constitution Bench of the Supreme Court in ***L. Chandra Kumar v. Union of India and Others, (1997) 3 SCC 261.***

5. Accordingly, this writ petition is dismissed with liberty to the Petitioner to take recourse to appropriate legal remedy before the appropriate Forum.

JYOTI SINGH, J

NOVEMBER 07, 2024

B.S. Rohella