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

+ **W.P.(C) 15833/2024**

DTC SEWANIVRIT KARAMCHARI SANGHPetitioner
Through: Mr. Durgesh Kumar Sharma,
Advocate.

versus

DTC AND ORS.Respondents
Through: Mrs. Avnish Ahlawat, Standing
Counsel with Mr. N.K. Singh, Ms. Aliza Alam and
Mr. Mohnish Sehrawat, Advocates for R-1.
Mr. Sameer Vashisht, ASC with Ms. Harshita
Nathrani, Advocate for R-2 and R-4
Mr. Durgesh Kumar Sharma, Advocate.
Mr. Syed Abdul, Central Government Standing
Counsel for UOI.

CORAM:
HON'BLE MS. JUSTICE JYOTI SINGH

ORDER
14.11.2024

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C.M. APPL. 66459/2024

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

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3. This writ petition has been preferred on behalf of the Petitioner under Article 226 of the Constitution of India seeking the following relief:-

“(i) To issue a writ of mandamus or any suitable writ in the interest of justice thereby directing the respondents to extend the benefits of free/cashless medical facilities to the retired employees of DTC under Delhi govt. Employees health schemes (DGEHS).”

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4. From a reading of the prayer clause, it is clear that the relief is sought against DTC which is amenable to the jurisdiction of the Central Administrative Tribunal under Section 14 of the Administrative Tribunal Act, 1985. In view of the judgment of the Constitution Bench of the Supreme Court in *L. Chandra Kumar v. Union of India and Others, (1997) 3 SCC 261*, this writ petition cannot be entertained by this Court and the same is accordingly dismissed with liberty to approach the appropriate Forum as per law. Pending application also stands disposed of.

JYOTI SINGH, J

NOVEMBER 14, 2024/shivam

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