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

+ **W.P.(C) 16637/2024**

NIRAJ KUMAR & ORS.

.....Petitioners

Through: Mr. Devesh Chauhan and Mr. Sunil Kumar, Advocates.

versus

UNION OF INDIA & ANR.

.....Respondents

Through: Mr. Shashank Dixit, Mr. Samyak Gangwal and Mr. Vivek Nagar, Advocates for UOI.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

03.12.2024

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CM APPL. 70370/2024

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 Petitioners under Article 226 of the Constitution of India seeking the following relief:-

“a) Issue a Writ of Mandamus or any other appropriate Writ thereby directing the Respondent No. 2 to grant Petitioner the relief in the form of a one-time age relaxation in the subsequent conventional recruitment (i.e., written test along with interview) to be conducted by the Respondent No.2, allowing them to compete for the positions for which they have been preparing over the years;”

4. It is clear from the writ petition and the prayer clause that the relief claimed is in the nature of service matters and are sought against Union of



India and Indian Space Research Organisation which are notified under Section 14 of the Administrative Tribunals Act, 1985 and therefore 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*, the Administrative Tribunal is the only Court of first instance for adjudication of the issues raised by the Petitioners.

5. Accordingly, this writ petition is dismissed, with liberty to the Petitioners to take recourse to appropriate remedies before the appropriate forum, in accordance with law.

JYOTI SINGH, J

DECEMBER 03, 2024/shivam