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- * **IN THE HIGH COURT OF DELHI AT NEW DELHI**
- + W.P.(C) 10972/2017, CM APPL. 44846/2017-Stay, CM APPL. 30577/2018-Delay 1253 days in filing petition
- + W.P.(C) 11115/2017, CM APPL. 45429/2017-Stay, CM APPL. 30575/2018-Delay 1208 days in filing petition
- + W.P.(C) 11121/2017, CM APPL. 45463/2017-Stay, CM APPL. 30576/2018-Delay 1374 days in filing petition.
- + W.P.(C) 11122/2017, CM APPL. 45466/2017-Stay, CM APPL. 19326/2018-Delay 26 days in filing compliance affidavit, CM APPL. 46707/2018-Delay 1047 days in filing petition.

UNION OF INDIA AND ORS

..... Petitioners

Through: Mr.Harish Vaidyanathan Shankar,
CGSC with Mr.Srish Kumar Mishra,
Mr.Alexander Mathai Paikaday, Mr.Lakshay
Gunawat & Mr.Krishnan V, Advs. in W.P.(C)
11115/2017 & 11122/2017.
Mr.Farman Ali, Adv.

versus

VISHNU CHANDRA AND ORS

SHYAM BIHARI SINGH

ANIL KUMAR BARANWAL

VIJAY PRATAP SHARMA

..... Respondents

Through: Mr.R.K.Kapoor, Adv.

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

03.05.2024

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1. The present batch of petitions seeks to assail similar orders passed by the learned Central Administrative Tribunal (Tribunal) directing the petitioners to consider the cases of the respondents for grant of



benefits under the Flexible Complementing Scheme with a further direction that in case, the respondents are found fit, they be paid all consequential benefits.

2. The record shows that the primary ground on which the petitioners had approached this Court was that the issue raised in the present petition is pending consideration before the Apex Court, by way of **Civil Appeal No.6359/2016** titled *Union of India & Ors. v. Vinay Kumar*. It is the common case of the parties that the said appeal stands dismissed by the Apex Court on 25.08.2021.
3. In the light of the aforesaid, once the issue stands conclusively decided by the Apex Court, we find absolutely no reason to interfere with the impugned orders passed by the learned Tribunal.
4. The writ petitions being meritless are dismissed along with all accompanying applications

REKHA PALLI, J

SAURABH BANERJEE, J

MAY 3, 2024

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