



\$~54

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

+ **CONT.CAS(C) 381/2024**

SITA KUMARI

.....Petitioner

Through: Mr. Sourav Kumar, Adv.

versus

EMPLOYEES STATE INSURANCE CORPORATION AND ANR

.....Respondents

Through: Ms. Anita Thakur, Adv. (through VC)

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **29.04.2025**

CM APPL. 25058/2025 (for early hearing)

1. This application has been filed seeking early hearing of the matter which is listed on 31st July 2025.
2. In the facts and circumstances as stated, the application is allowed & disposed of accordingly.

CONT.CAS(C) 381/2024

1. It is noted that compliance affidavit on behalf of respondents has been filed on 30th March 2024, duly informing the petitioner, about the results of the *Limited Departmental Competitive Examination* ('LDCE'), where she participated in terms of the order dated 9th October 2023, passed by Central Administrative Tribunal ('CAT').
2. Counsel for petitioner states that this compliance does not declare her

This is a digitally signed order.

The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.

The Order is downloaded from the DHC Server on 02/05/2025 at 12:11:09



eligibility for the promotion.

3. In the order dated 12th January 2024 passed by the Division Bench, in **W.P.(C) 446/2024**, the Court has categorically stated as under:

7. However, taking into account that the respondents have till date not declared the result of the LDCE held on 10.06.2018, we direct the respondents to declare, within two weeks, the result of the LDCE held on 10.06.2018, in terms of the Tribunal's order dated 22.02.2023.

8. It is, however, made clear that the mere declaration of the results in terms of the order dated 22.02.2023 will not entitle the petitioner to seek promotion unless she is found to be otherwise eligible as per rules. Furthermore, the declaration of the result and grant of promotion, if any, to the petitioner will remain subject to outcome of WP(C) No. 10880/2023.

4. As per paragraph 7 of the order, the direction was to declare the result, which has been done. As per paragraph 8, it was made clear that mere declaration of the result will not entitle the petitioner to seek promotion, unless found eligible; the declaration of the result was also subject to the outcome of **W.P.(C) 10880/2023**, which is still pending.

5. Moreover, in the compliance affidavit, the category wise cut-off marks and the qualifying benchmark for each paper has also been provided, which puts the matter in context, as regards the eligibility of the petitioner.

6. Accordingly, the petition is disposed of with the liberty to petitioner to agitate further issues in the pending Writ Petition, if so desired.

7. The date already fixed i.e. 31st July 2025, stands cancelled.

8. Order be uploaded on the website of this Court.

ANISH DAYAL, J

APRIL 29, 2025/ak/kp