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

+ **CONT.CAS(C) 483/2024**

MANOJ SAKLANI

.....Petitioner

Through: Petitioner in person.

versus

MR. AJAY KUMAR YERPUDE & ANR.

.....Respondents

Through: Mr. Varun Chugh, SPC with Mr.
Yudhveer Singh alongwith Mr.
Nishith Agarwal, JWM, OFM.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **09.12.2025**

1. This hearing has been done through hybrid mode.
2. The present petition under Sections 11 & 12 of the Contempt of Courts Act read with Article 215 of the Constitution of India seeks the following prayers:-

“(a) Summon, punish and initiate contempt proceedings against the respondents/contemnors for intentionally and deliberately disobeying/non-compliance of the Judgment/order and direction dated 06.12.2023 passed by this Hon'ble Court in Writ Petition [C] No. 244312019 - Sh. Manoj Saklani Vs. Union of India & Ors, in accordance with law;
(b) Pass any other and further order as this Hon'ble Court may deem fit, just and proper in the present facts and circumstances of the case;”

3. Vide judgment dated 06.12.2023, the learned Division Bench in W.P.(C) 2443/2019 passed the following directions:-



“31. However, the petitioner shall be awarded one mark for question No.22, and if the same enures to the benefit of the petitioner making him eligible for promotion, then the same shall be granted to him. Such benefit shall be given only on notional basis as we have been informed that the petitioner has been promoted to the post of Chargeman (Electrical) in the year 2012. Based on the said promotion, the petitioner shall be entitled to seniority from that year. The inter se seniority between the petitioner and the respondent No.5 shall be determined based on the standard criteria followed by the respondents in cases where promotion is effected through Limited Departmental Competitive Examination.”

4. Pursuance thereto, compliance affidavit has been placed on record by the respondent in which it has been stated as under:-

“6. In compliance with the direction of the Hon'ble High Court of Delhi vide Judgement dated 06.12.2023, the following actions have been taken by the Respondents:

(a) After pursuing the case file on the administrative side, an Order Part II No. 157 dated 28.02.2024 in respect of the Petitioner for amendment in date of promotion to the post of Chargeman (Tech/Electrical) was issued by Ordnance Factory, Muradnagar. A copy of the said order was handed over to the Petitioner. Copy of the Factory Order Part II No. 157 dated 28.02.2024 issued by Ordnance Factory, Muradnagar and acknowledgment slip dated 29.02.2024 given by the Petitioner along with true typed translated copy are Annexure CA/R-1 (Colly).

(b) Vide office letters dated 28.02.2024. 07.03.2024 and 23.03.2024 issued by Ordnance Factory, Muradnagar, request was made to Directorate of Ordnance (Coordination and Services), Kolkata, for amendment in central seniority list qua the Petitioner.

(c) Vide letter no. 3265/CM(T&NT)/SNTY/MS/GB dated 04.04.2024 issued by Group 'B' Division, Directorate of Ordnance (Coordination and Services), Kolkata, the central seniority list of Chargeman (T/electrical) in respect of the



Petitioner, CM/Electrical/OFM, was amended and the same was duly conveyed to the Petitioner vide Acknowledgement receipt dated 06.04.2024. Copy of the letter dated 04.04.2024 issued by Group 'B' Division, DoO(C&S) Kolkata, and Acknowledgment Receipt dated 06.04.2024 given by the Petitioner along with true typed translated copy are Annexure CA/R-2 (Colly).

(d) Accordingly, the pay of the Petitioner was also fixed notionally w.e.f. 14.10.2010 to 05.12.2023 as shown in letter No. 258 dated 12.04.2024 issued by Ordnance Factory, Muradnagar. Copy of the said letter was handed over to the Petitioner as well vide Acknowledgement receipt dated 13.04.2024. Copy of the letter dated 12.04.2024 and Acknowledgment Receipt dated 13.04.2024 issued by the Petitioner along with true typed translated copy are Annexure CA/R-3 (Colly).

€ It is humbly submitted that the direction of the Hon'ble Court as issued vide Judgment dated 06.12.2023 has been complied with by the Respondent in toto. Consequential benefits qua fixation of seniority and pay have also been extended to the Petitioner.”

5. Alongwith the said affidavit, the following communication has also been placed on record;



ANNEXURE CA/R-3 (COLLY)

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/ प्रतिबंधित /

आयुध निर्माणी मुरादनगर

निर्माणी आदेश भाग- II

द्वारा

श्री ए. प्रामाणिक, भा.आ.नि.से., अ०प्र०अधिकारी

संख्या : 258

दिनांक 12.04.2024

विषय : वेतन निर्धारण करने के सम्बन्ध में।

माननीय दिल्ली उच्च न्यायालय WP-2443/2019 के संबंध में जारी किए गए आदेश दिनांक 06.12.2023 के अनुपालन में प्रस्तुत वेतन निर्धारण प्रस्ताव पर निर्माणी लेखा कार्यालय के द्वारा दिनांक 14.03.2024 को अनुमोदित होने पर अधोलिखित कर्मचारी का वेतन निर्धारण निम्न प्रकार से किया जाता है :-

क्रम सं.	नाम, पदोन्नति की तिथि एवं अनुसूचि का सं. (सी/पी/सी)	आयुध	वर्षिक वेतन बृद्धि				वेतन बृद्धि की अंतिम तिथि (यदि निम्न संघर्ष हुई अथवा नहीं)		
01	MANOJ SAKLANI CM/854439/EM	Pay-9300/- GP-4200/-	BP		GP	Date	* Granted MACP-I w.e.f. 18.07.2022		
			Rs. 9300 (Notional)		4200	14.10.2010			
			Rs. 9710		4200	01.07.2011			
			Rs. 10130		4200	01.07.2012			
			Rs. 10130		4200	18.07.2012			
			Rs. 10560		4200	01.07.2013			
			Rs. 11010		4200	01.07.2014			
			Rs. 11470		4200	01.07.2015			
			BP	Level	Cell	Date			
			Rs. 41100		06	06		01.01.2016	
			Rs. 42300		06	07		01.07.2016	
			Rs. 43600		06	08		01.07.2017	
			Rs. 44900		06	09		01.07.2018	
			Rs. 46200		06	10		01.07.2019	
			Rs. 47600		06	11		01.07.2020	
			Rs. 49000		06	12		01.07.2021	
			Rs. 50500		06	13		01.07.2022	
			Rs. 52000		07	06		18.07.2022*	
			Rs. 53600		07	07		01.07.2023	
			Rs. 53600 (Actual)		07	07		06.12.2023	
			Rs. 55200		07	08		01.01.2024	

Note: His pay fixation w.e.f. 14.10.2010 to 05.12.2023 is done notionally.

प्रतिकार :-

- Hon'ble High Court of Delhi Order, dated 06.12.2023 in WP-2443/2019 (Manoj Saklani Vs Uol & Others)
- उप महानिदेशक, फिज्ड यूनिट देहरादून का पत्र सं. FUDD/Legal/WP No./2443/2019/MK/24, दिनांक 12.02.2024
- निर्माणी आदेश भाग- II संख्या 157, Dtd. 28.02.2024.
- अ०प्र०अधिकारी महोदय की स्वीकृति नोटिंग संख्या ई/90/वेतन निर्धारण, दिनांक 12.04.2024 ।

(सत्येन्द्र गीणा)
 उप महाप्रबंधक/एस. एम.
 कृते अ०प्र०अधिकारी

प्रतिलिपि :-

- निर्माणी लेखा कार्यालय
- क.का.प्र./बिल पूरा
- क.का.प्र./आई.टी.सी.
- उपरोक्त अधिकारी
- उपरोक्त अधिकारी की वैयक्तिक केस फाइल में

कृपया कामनेट से कॉपी प्राप्त करें

TRUE TRANSLATED TYPED COPY FOLLOWS



6. The petitioner, who appears in person, submits that the aforesaid pay fixation is not in accordance with law.

7. In view of the compliance affidavit placed on record, the writ petition is disposed of with liberty to the petitioner to take appropriate steps, if available in law, before the court of competent jurisdiction.

AMIT SHARMA, J

DECEMBER 9, 2025/nk