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

+ W.P.(C) 10177/2023 and CM APPL. 39438/2023

UNION OF INDIA AND ORS.Petitioners

Through: Mr. N.K. Aggarwal, Sr. Panel
Counsel for UOI.

versus

MS. MONA SRIVASTAVARespondent

Through: Ms. Avnish Ahlawat, SP-
Service with Mr. Vishwendra
Verma, Ms. Shivali Mr. Nitesh
Kumar Singh, Ms. Aliza and
Mr. Mohnish Sehrawat, Adv.
along with Respondent in
person.

CORAM:

HON'BLE MR. JUSTICE ANIL KSHETARPAL

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

% **19.01.2026**

1. Through the present Writ Petition, the Petitioners assail the correctness of the Order dated 11.01.2023 [hereinafter referred to as 'Impugned Order'] whereby the Central Administrative Tribunal [hereinafter referred to as 'Tribunal'] has set aside Order (Notice) dated 15.01.2021 (Annexure P-4), by which the date of birth of the Respondent was rectified from 12.05.1975 to 12.05.1973, solely on the ground that no opportunity of hearing was granted to the Respondent.

2. It is a matter of record that throughout the entire academic career of the Respondent, her date of birth has consistently been recorded as 12.05.1973. She appeared in the recruitment examination declaring her date of birth as 12.05.1973, and upon entry into service, she again disclosed her date of birth as 12.05.1973. Subsequently, an erroneous entry reflecting her date of birth as 12.05.1975 came to be



recorded in certain service records, which was thereafter rectified by the Railways *vide* order dated 15.01.2021.

3. In relation to the changes in the service records, disciplinary proceedings were initiated against the Respondent, culminating in submission of an enquiry report and imposition of the penalty of compulsory retirement. The said penalty is presently under challenge in O.A. No. 4073/2025, which is listed before the Tribunal on 23.02.2026.

4. It is evident that the alleged misconduct attributed to the Respondent pertains to the alteration of service records, which also forms the basis of the Impugned Order. The issues arising in the present Writ Petition and in O.A. No. 4073/2025 are, therefore, interconnected and arise from the same factual matrix. Consequently, the Impugned Order dated 11.01.2023 is set aside, and the matter is remitted to the Tribunal with a request to consider and decide both the Original Applications together, by taking a comprehensive and holistic view of the entire controversy.

5. The parties, through their respective counsel, are directed to appear before the Tribunal on 05.02.2026.

6. Needless to observe that the Tribunal shall adjudicate the matter independently and on its own merits, without being influenced by any observations made in this order or in the earlier Impugned Order.

7. Accordingly, the present Writ Petition, along with all pending applications, is disposed of.

ANIL KSHETARPAL, J.

AMIT MAHAJAN, J.

JANUARY 19, 2026/sp/pal