HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - A No. - 17606 of 2026

Saba Masood

.....Petitioner(s)

Versus

Union Of India And 2 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Hritudhwaj Pratap Sahi, Samarath Singh, Sr. Advocate
Counsel for Respondent(s)	:	A.S.G.I., Shashank Shekhar Singh

Court No. - 52

HON'BLE MRS. MANJU RANI CHAUHAN, J.

Mr. Kuldeep Kumar, Advocate, filed Vakalatnama on behalf of respondent no.1 in Court today is taken on record. The office is directed to register the same.

Heard Mr. Rishabh Narayan Singh, Advocate, holding brief of Mr. H.P. Sahi, learned counsel for the petitioner, Mr. Kuldeep Kumar, learned counsel for respondent no.1 as well as Mr. Shashank Shekhar Singh, learned counsel for respondent nos.2 to 7.

The writ petition has been filed with the following prayers:-

"(i) Issue a writ, order or direction in the nature of directing the respondent No.2 University to consider her claim for regularisation on the post of Divisional Clerk (Receptionist) and thereafter release all her post-retiral dues.

(ii) Issue a writ, order or direction in the nature of commanding the respondent No.2 University to re-fix the pay of the petitioner by granting her the annual increments including allowances due to her and then re-fix her pensionary benefits accordingly."

Learned counsel for the petitioner submits that the issue in question has been decided in **Special Appeal Defective No.638 of 2025 (Vice Chancellor, Aligarh Muslim University And Another vs. Mohd Ehsan Khan And Another)** wherein the Division Bench of this Court by order dated 11.05.2026 has directed the authorities concerned to consider the claim of the employees in question, in view of the law laid down in the cases of **State of Karnataka vs. Umadevi, reported in 2006(4) SCC 1** and **Jaggo vs.**

Union of India & Ors., reported in 2024 SCC Online SC 3826, however, it has already been clarified that while giving effect to the observations made in the cases of **Uma Devi (supra)** and **Jaggo (supra)**, the authorities concerned may taken into consideration all precedential law as may be cited before it or as may be found relevant and binding.

Mr. Shashank Shekhar Singh, learned counsel for respondent nos.2 to 7 submits that he has no objection in case a fresh representation is given and the same shall be decided in view of the observations made by Division Bench of this Court in Special Appeal Defective No.638 of 2025 (Vice Chancellor, Aligarh Muslim University And Another vs. Mohd Ehsan Khan And Another).

Considering the facts and circumstances of the case but without expressing any opinion on the merits of the case set up on behalf of the petitioner and with the consent of the parties, the present writ petition is disposed of by providing that the petitioner may make fresh a representation, ventilating all her grievances, supported by such documents, as may be advised, before the respondent no.3-Vice Chancellor, Aligarh Muslim University, Aligarh, within three weeks from today along with a certified copy of this order. On such representation being made, respondent no.3 shall make all endeavours to consider and decide the same in the light of observations made in **Special Appeal Defective No.638 of 2025 (Vice Chancellor, Aligarh Muslim University And Another vs. Mohd Ehsan Khan And Another**, strictly in accordance with law, by means of a reasoned and speaking order, after giving proper opportunity of hearing to the parties concerned, as expeditiously as possible, preferably within a period of **two months** from the date of production of certified copy of this order, if there is no legal impediment.

(Mrs. Manju Rani Chauhan,J.)

October 24, 2026
Rahul.

Digitally signed by :-
RAHUL GOSWAMI
High Court of Judicature at Allahabad