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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 3199/2022, CM APPL. 9301/2022 & 9302/2022
ANKIT KISHORE Petitioner
Through: In person

versus

GOVT OF NCT OF DELHI AND ORS.

..... Respondent
Through: Mr. Satyakam, ASC (GNCTD) for
R-1 & 2

CORAM:
HON'BLE MR. JUSTICE V. KAMESWAR RAO

% **ORDER**
21.02.2022

This matter is being heard through Video-Conferencing.

CM APPL. 9302/2022

Exemption allowed subject to all just exceptions.

Application is disposed of.

W.P.(C) 3199/2022 & CM APPL. 9301/2022

1. This petition is filed by the petitioner with the following prayers:-

In the view of above stated facts and circumstances, it is therefore, most respectfully prayed that this Hon'ble Court may kindly be pleased to:

i. Quash the current notification circular No.F.5(600)/Lit/LJ&LA/21 1013 dated 07.02.2022 for the Chief Minister's Advocate's Welfare Scheme and direct the Respondent Nos.1 & 2 to issue a fresh notification rectifying / removing the pre-requisite condition of name being enrolled in the voter list to avail benefits under the Chief Minister Advocate's Welfare Scheme.



ii. *Quash the arbitrary portion from the said notification and direct Respondent Nos.1 & 2 to remove the pre-requisite condition of name being enrolled in the voter list to avail benefits under the Chief Minister Advocate's Welfare Scheme as the same stands arbitrary and contrary to the law established by this Hon'ble Court.*

iii. *To impose exemplary cost on the Respondent Nos.1 & 2 for breaching the fundamental right as guaranteed under the constitution of India repeatedly;*

iv. *To allow monetary relief to the petitioner in person to succor the agony and distress faced by the petitioner in person;*

v. *To pass any other order and further orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the present case and towards the furtherance of justice."*

2. A perusal of the petition would reveal that the petitioner is seeking the benefit of the judgment in the case of ***Govind Swaroop Chaturvedi v. State of NCT of Delhi & Ors. 2021 (281) DLT 714.***

3. I have been informed by Mr. Satyakam, learned Additional Standing Counsel for respondents 1 and 2 that the judgment referred to above, is pending consideration in five LPAs before the Division Bench. He has screen shared the order passed by the Division Bench, wherein the Division Bench has stayed the operation, implementation and execution of the order passed in the aforesaid judgment on July 12, 2021.

4. If that be so, though I am issuing notice on the writ petition, the writ petition stands adjourned *sine-die* to await the outcome of the LPAs pending before the Division Bench.



5. Liberty is with learned counsel for the parties to file an application, if the LPAs are decided.
6. Though, Bar Council of Delhi is not represented before this Court today, once the writ petition is revived for hearing, notice to the Bar Council shall be issued.

V. KAMESWAR RAO, J

FEBRUARY 21, 2022/ak