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

+ RSA 37/2019, CM APPL. 8492/2019, CM APPL. 8493/2019

SARASWATI DEVI

.....Appellant

Through: Mr. R.S. Mishra, Mr. Anand Mishra,
Mr. Pradeep and Mr. Mohd. Umar
Saifi, Advocates.

versus

UNION OF INDIA & ORS

.....Respondents

Through: Mr. Triloki Pandit, Advocate for R-4
& 5.
Mr. Sanjeev Sabharwal, SPC for UOI
with Ms. Shweta Singh, Advocate.
For R-1 to R-3.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

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02.09.2025

RSA 37/2019

**CM APPL. 8492/2019 (for restraining respondent No.3 from releasing
pensionary benefits to respondents Nos. 4 and 5)**

By way of the present regular second appeal filed under sections 100 and 151 read with Order XLII (1) of the Code of Civil Procedure 1908 ('CPC'), the appellant impugns judgment and decree dated 24.05.2017 passed by the learned Additional District Judge-03, Dwarka Courts, New Delhi in RCA bearing No.54802/2016, whereby an appeal against judgment dated 02.08.2016 passed by the learned Civil Judge, South West District, Dwarka Courts, New Delhi in Civil Suit bearing No. 86/2012, has been dismissed.



2. Mr. R. S. Mishra, learned counsel appearing on behalf of the appellant draws the attention of this court to the proposed questions of law as set-out in the memo of appeal.
3. On a *prima facie* view of the matter, this court is not persuaded to entertain questions Nos. 1, 3, 4 and 5 as substantial questions of law.
4. However, this court is of the view that the proposed question of law set-out as question No. 2 *may* deserve consideration.
5. Issue notice.
6. Mr. Triloki Pandit, learned counsel appears on behalf of respondents Nos. 4 and 5; accepts notice; and seeks time to file reply to CM APPL. No. 8492/2019.
7. Let reply to CM APPL. No. 8492/2019 be filed within 06 weeks of service; rejoinder thereto, if any, be filed within 04 weeks thereafter; with copy to the opposing counsel.
8. No reply is required in the appeal.
9. Re-notify on 28th October 2025 before the learned Joint-Registrar for completion of pleadings in CM APPL. 8492/2019.
10. It is clarified that there is *no stay* on the operation of the impugned judgment and decree *at this stage*.
11. At the end of the hearing, learned counsel for the parties submit that they would persuade their clients to attempt mediation.
12. Accordingly, parties are referred to mediation before the Delhi High Court Mediation & Conciliation Centre, with a request to the learned Organizing Secretary to appoint an appropriate mediator in the matter.



13. A copy of this order be sent to the learned Organizing Secretary of the Mediation Centre, for information and compliance.
14. Let the parties approach the Mediation Centre on 08th September 2025 at 03:00 p.m.
15. Awaiting the outcome of mediation, list on 19th December 2025.

ANUP JAIRAM BHAMBHANI, J

SEPTEMBER 2, 2025

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