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

+ **W.P.(C) 4025/2021**

BATTAL SINGH

..... Petitioner

Through: Mr. Arun Bhardwaj, Senior Advocate
with Mr. Nikhil Bhardwaj, Advocate.

versus

UNION OF INDIA AND ORS.

..... Respondents

Through: Mr. Rakesh Kumar, Advocate.

CORAM:

HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

% **25.03.2021**

C.M. No.12154/2021 & C.M. No.12155/2021 (both for exemption)

1. Allowed, subject to just exceptions and as per extant Rules.

2. The applications are disposed of.

W.P.(C) 4025/2021, C.M. No.12153/2021(for stay) & C.M. No.12156/2021 (for additional documents)

3. The petition impugns the order dated 9th March, 2021 of Central Administrative Tribunal, Principal Bench, New Delhi, dismissing, *in limine* OA No.497/2021 preferred by the petitioner.

4. The counsel for the respondents appears on advance notice.

5. We have heard counsel for the petitioner.

6. The counsel for the respondents, on enquiry states that the petitioner has not filed the entire record and particularly the Annual Performance Appraisal Reports (APARs) for the relevant year have not been produced. It is further stated that since OA preferred by the petitioner was dismissed *in limine*, the occasion for the respondents to place all the said material on record did not arise.

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7. Issue notice.
8. Notice is accepted by the counsel for the respondents.
9. Counter affidavit with all the documents be filed within four weeks.
10. Rejoinder, if any, be filed within further two weeks thereafter.
11. Though, we are not inclined to stay the discharge of the petitioner stated to be due on 31st March, 2021 or the filling up of the post, but the filling up, if any, of the post, in the interregnum, shall be subject to further orders in this petition.
12. List on 6th May, 2021.

RAJIV SAHAI ENDLAW, J

AMIT BANSAL, J

MARCH 25, 2021
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