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

+ W.P.(C) 6576/2020

CHANDRANI BANDYOPADHYAY NEOGI Petitioner

Through: Mr.Ashish Upadhyay, Advocate

versus

UNION OF INDIA AND OTHERS Respondents

Through: Mr.Vikrant N. Goyal & Mr. Jaswant
Rai Aggarwal, Advocates for R-1 &
R-2.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

% **17.09.2020**

Hearing has been conducted through Video Conferencing.

CM APPL. 22986/2020

Exemption allowed, subject to all just exceptions.

Application stands disposed of.

W.P.(C) 6576/2020

Present petition has been filed seeking quashing of Notice of Offer dated 11th September, 2017 and communication dated 13th August, 2018, consequent to the directions dated 21st December, 2017 in W.P.(C) 10519/2017.

Petitioner herein was employed with National Centre for Disaster Management (NCDM) which was later upgraded to National Institute of Disaster Management (NIDM), retaining some of the existing staff of the NCDM, including the Petitioner, who was treated as a permanent employee.

The issue raised in the present petition is whether the period of service of the Petitioner in the erstwhile organisation i.e. NCDM should be counted for the purpose of seniority and whether the exercise of option of the Petitioner under the New Pension Scheme is valid, as the Petitioner was appointed with NCDM in the year 2000.

Mr. Ashish Upadhyay learned counsel for the Petitioner submits that a similar writ petition, being W.P.(C) 5886/2018 titled *Ritu Sood & Ors, v. Union of India & Ors.*, was last listed before this Court on 19th March, 2020 and is now listed before the Court on 1st October, 2020. On account of similitude of the issues involved in the two writ petitions, Mr. Upadhyay prays that the present petition be also listed on 1st October, 2020 along with the said petition.

Issue notice.

Mr. Vikrant N. Goyal, Advocate enters appearance on behalf of Respondent Nos. 1 and 2 and seeks a period of four weeks to file Counter Affidavit.

Counter Affidavit be filed within a period of four weeks. Rejoinder, if any, be filed before the next date of hearing.

Due to the present petition being listed for the first time today as a fresh petition, sufficient time is required to be given to the Respondents to file the counter affidavit and thus it would not be possible to list the present petition on 1st October, 2020, as requested by the counsel for the Petitioner.

List on 25th November, 2020.

JYOTI SINGH, J

SEPTEMBER 17, 2020

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