



2026:DHC:6469

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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 12339/2022

DR. R. S. GUPTA

..... Petitioner

Through: Petitioner in person

versus

GOVT. OF NCT OF DELHI AND ORS

..... Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

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26.04.2024

(The proceeding has been conducted through Hybrid Mode)

CM APPL. 24511/2024

1. This is an application filed by the applicant/petitioner, appearing in person, seeking the following prayers:-

(a) take on record the false affidavit (pg.14-44) filed, 'In compliance of the order, dated 24.05.2023, by Sh. Prabhu Dayal Bathla, Manager, Geeta Sr. Sec. School No.2, Sultanpuri, Delhi-Respondent-S (vide Diary No. 801258, dated 16.03.2024) which was first taken on record for peshi before Hon'ble Court on 19.03.2024, thereafter 27.03.2024, the same false affidavit, was secretly returned by Registry, D-8, is the wilful disobedience of the order dated 24.05.2023 (ANNEXURE-A/4)(pg.91-93) committed by Respondent No.5, caused the prima-facie of Annexure-R/3 (Due & Drawn Statement) (pg.35-38) proves that the order, dated 24.05.2023 was not complied, the arrears calculated from July, 2021 [in compliance of the pay fixation, dated 15.02.2023(Annexure-A-3)(pg.88)]instead of, from the date of suspension



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(i.e. 28.06.2017-27.03.2019) to 30th June, 2021,

(b) strict compliance with the order, dated 24.05.2023 and release the arrears of the subsistence allowance of 50% during suspension period i.e. 28.06.2017-27.03.2019 & remaining from 28.03.2019 to 30.06.2021 alongwith adding all 04(four) annual increments, alongwith 18 % compound interest, of entire arrears calculating cumulative increments on 01.07.2017, 01.07.2018, 01.07.2019, & 01.07.2020 by R-5 caused created the break in service by R-5 willingly with their ill and ulterior motives.

2. Issue notice.
3. Notice accepted by Ms. Latika Choudhury, learned counsel for respondent nos. 1 to 3.
4. Reply, if any, be filed within four weeks with an advance copy to the applicant/petitioner who may file rejoinder thereto, if any, within four weeks, thereafter.
5. Upon applicant/petitioner taking steps within a week, notice be served upon the remaining respondents by all permissible modes. Additionally, through learned counsel appearing for the remaining non-applicants/respondents.
6. Reply and rejoinder be filed within the same timeline from the date of service.
7. List on the date already fixed, i.e., 21.08.2024

TUSHAR RAO GEDELA, J

APRIL 26, 2024

At