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

+ **CONT.CAS(C) 805/2021**

RITU GOEL

.....Petitioner

Through: Mr. Khagesh B Jha, Ms. Shikha
Sharma Bagga and Mr. Ankit Mann,
Advocates.

versus

MS NIDHI GUPTA AND ORS

.....Respondents

Through: Mr. Vedant Verma, Mr. Shubhankar
Chaudhary and Ms. Anjali Krishnan,
Advocates.

Mr. Yeeshu Jain, ASC with Ms. Jyoti
Tyagi, Ms. Vishruti Pandey and Ms.
Arpita Goyal, Advocates for R-
3/DOE.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **04.12.2025**

1. This hearing has been done through hybrid mode.
2. The present petition has been received by way of transfer.
3. The present petition under Sections 11 and 12 of the Contempt of Courts Act, 1971, alleges wilful disobedience of the following directions passed by learned Coordinate Bench *vide* order dated 01.09.2021 in W.P.(C) 9324/2021: -

“6. An issue has arisen whether the petitioner was paid salary in terms of 6th CPC / 7th CPC. Though, the petitioner states, she was appointed w.e.f January 18, 2016 in the pay scale of Rs.9300 – Rs.34800/- in pay band of Rs.4200/-, the same is disputed by Mrs. Ahlawat who contends that the petitioner was appointed w.e.f.



April 01, 2016. Suffice to state, that the appointment of the petitioner being post January 01, 2016, when the recommendation of the 7th CPC were implemented, the petitioner is entitled to the benefits thereof. The School shall ensure that the benefits of the 7th CPC, if not already paid, with effect from her date of appointment, the same shall be paid to her along with arrears of salary for the period between February, 2020 till March, 2021.

7. At the first instance, the respondent No.1 School shall release the arrears of salary for the period February, 2020 till March, 2021 within four weeks from today with interest @ 7% per annum. The arrears of 7th CPC shall be paid to the petitioner effective from April 01, 2016, if not already paid, within a period of eight weeks but without interest. The petitioner shall also be paid Gratuity in accordance with the Rules.”

4. Learned counsel for the petitioner submits that directions with respect to payment of arrears of 7th CPC to the petitioner, effective from 01.04.2016 within eight weeks, as well as for payment of ‘Gratuity’ in accordance with the Rules have already not been complied with. It is further pointed out that the respondents have filed an appeal, LPA 439/2021, which was disposed of by the learned Division Bench *vide* order dated 24.07.2025 with the following observations: -

“6. Learned Counsel appearing for the Respondent/Teacher states that in view of the fact that the School had agreed to make the payments of the Teachers before this Court, the Writ Petition was withdrawn by the Appellant.

7. A perusal of the said Order shows that the School had agreed to make payments only for the period between February 2020 to March 2021 and were subject to the final adjudication of the said appeal.

8. In this view of the matter, this Court is inclined to grant liberty to the Respondent to revive the Writ Petition.



9. Liberty is also granted to the Appellant to take steps in accordance with law.
10. It is made clear that since the present appeal has been filed bona fide, the Appellant will be entitled to the benefit of Section 14 of the Limitation Act.”
5. It is pointed out that no steps have been taken by the respondents post passing of the aforesaid order.
6. Let a compliance affidavit be filed by the respondents before the next date of hearing. In case of non-compliance, the concerned officer of the respondents shall remain present before the Court on the next date of hearing.
7. List on 04.02.2026.

AMIT SHARMA, J

DECEMBER 4, 2025/bsr