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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 9503/2019**

UNION OF INDIA AND ORS.

..... Petitioners

Through: Mr. Mukul Singh CGSC with Ms. Ira Singh, Advocate for UOI/P-1.
Mr. U. Srivastava, Advocate.

versus

B.N DWIVEDI AND ORS.

..... Respondents

Through: Mr. A.K. Trivedi and Mr. Naveen Kumar, Advocates for R-1 & R-3.

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA

ORDER

23.12.2022

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CM APPL. 56446/2022

This is an application filed by respondent Nos.1 and 3 with the following prayer:

“In view of the above, the applicants/ respondents, most respectfully pray that this Hon'ble Court may be pleased to modify the interim order dated 01/11/2022 to the effect that the petitioners may be restrained from withdrawing financial upgradation benefits under ACP/M.ACP scheme thereby further restraining the petitioners from giving effect to order dated 13/12/2022 in the interest of justice till final disposal of the main petition.”

Issue notice. Mr. U. Srivastava accepts notice for the petitioners/non-applicants and states he shall take instructions in this regard.

It is the submission of Mr. A.K. Trivedi that grade pay of respondent Nos.1 and 3, in terms of order dated 13.12.2022, is sought to be reduced



from Rs. 4600 to Rs. 2400, which is the third financial upgradation of ACP/MACP.

Since the matter is listed in the month of March, 2023, petitioners are restrained from reducing the grade pay of respondent Nos.1 and 3 from Rs.4600 to Rs.2400 till the next date of hearing.

List on date already fixed, i.e. March 20, 2023.

V. KAMESWAR RAO, J

ANOOP KUMAR MENDIRATTA, J

DECEMBER 23, 2022/R