



\$~54

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

+ **W.P.(C) 4667/2024**

NANDA

..... Petitioner

Through: Mr. Manu Padalia and Ms. Surbhi
Singh, Advocates

versus

GOVT OF NCT OF DELHI & ORS

..... Respondent

Through: Ms. Laavanya Kaushik, Ms. Aliza
Alam and Mr. Mohnish Sehrawat for
Ms. Avnish Ahlawat, ASC (GNCTD)

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

% **23.04.2024**

(The proceeding has been conducted through Hybrid Mode)

CM APPL. 19113/2024

1. Exemption allowed subject to all just exceptions.
2. The application stands disposed of.

CM APPL. 19114/2024

3. This is an application under Section 151 CPC, 1908 filed on behalf of the petitioner for permission to file additional documents.
4. For the reasons stated therein, the additional document annexed as Annexure P/35 is taken on record.
5. The application stands disposed of.

W.P.(C) 4667/2024 & CM APPL. 19112/2024 (Stay)

6. This is a writ petition under Article 226 of the Constitution of India, 1950, seeking *inter alia* the following reliefs:-



“1) Issue a writ of mandamus or any other appropriate writ, order or direction thereby quashing the Impugned Order dated 13.03.2019 (Annexure P/1) and all the proceedings emanating from the charge-sheet dated 26.07.2018.

2) Issue a writ of mandamus or any other appropriate writ, order or direction thereby directing the respondents to reinstate the petitioner in service with all consequential benefits.

3) Pass any other order(s) as this Hon’ble Court may deem fit, in the facts and circumstances of the case, in the interest of justice.”

7. Issue notice.

8. Notice accepted by Ms. Laavanya Kaushik, learned counsel for the respondent, who seeks and is granted four weeks to file the counter affidavit with an advance copy to learned counsel for the petitioner. Rejoinder, thereto if any, be filed within four weeks, thereafter, with an advance copy to learned counsel for the respondent.

9. Ms. Kaushik submits that the present writ petition is barred by delay and laches inasmuch as the impugned dismissal order is dated 13.03.2019, whereas the petitioner has challenged it only after a passage of almost five years without explaining the delay.

10. The said objection may be taken up in the counter affidavit.

11. Learned counsel appearing for the petitioner disputes the aforesaid objection and submits that he would cover such facts in the rejoinder.

12. List on 06.08.2024 before the Registrar for completion of pleadings.

TUSHAR RAO GEDELA, J

APRIL 23, 2024

Aj