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

+ **W.P.(C) 12033/2025 & CM APPL. 49084/2025**

MANOJ MISHRA

.....Petitioner

Through: Mr. Rakesh Kumar Gogia, Mr.
Lalit Mohan and Mr. Karan Malik,
Advocates.

versus

UNION OF INDIA & ORS.

.....Respondents

Through: Mr. Sujeet K. Chaudhary, Mr.
Sankalp Mishra, Advocates for
UoI.
Mr. Ravinder Agarwal, Mr.
Manish K. Singh, Mr. Vasu
Agarwal, Advocates for R-3.
Mr. Vineet Tayal, Ms. Nishtha
Wadhwa, and Mr. Bhaskar,
Advocates for Respondent No. 4

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

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25.08.2025

1. By order dated 11.08.2025, learned counsel for the parties were directed to take instructions on the provision of right to appeal in the event of disciplinary proceedings against the Chairman and Managing Director of respondent No. 4 - National Fertilisers Ltd.
2. Although the impugned order of withholding of gratuity and leave encashment dues was passed by the Ministry of Chemicals and Fertilizers, Government of India, I am informed that no instructions have



been given to learned counsel yet.

3. The Joint Secretary, Department of Fertilisers, Government of India, is directed to file an affidavit within three weeks from today, in coordination with any of the other concerned departments, addressing the aforesaid issue, failing which the concerned Officer not below the rank of Deputy Secretary will remain present in Court on the next date of hearing, with the relevant records and instructions.

4. List on 23.09.2025, in the category of “*Fresh matters and applications*”.

PRATEEK JALAN, J

AUGUST 25, 2025

‘Bhupi’/AD/