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

+ W.P.(C) 1822/2016

FERTILISER ASSOCIATION OF INDIA (FAI) & ORS

.....Petitioners

Through: Mr. Arvind Nigam, Sr. Adv., Mr. Sarad Kumar Sunny and Mr. Madhav Binzani, Advs.

versus

UNION OF INDIA & ORS

.....Respondents

Through: Ms. Saumya Tandon, CGSC and Mr. Gaurav Singh Sengar, Adv. for R-1.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

21.01.2026

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1. Learned senior counsel for the petitioners points out that *vide* impugned order dated 20.11.2015, it was *inter alia* decided that the impact of non-reimbursement of additional taxation imposed in various states for the period commencing from 01.04.2008 to 31.03.2011 covered by NPS-III, was required to be taken up by respective State Governments.
2. It is submitted that although the matter was taken up by the respondent no.2 / State of Gujarat and the respondent no.3 / State of Uttar Pradesh, no final decision was taken.
3. It is further submitted that in a similar conspectus, in respect of a public sector undertaking *viz.* M/s National Fertilizers Ltd. (NFL), requisite orders for reimbursement were issued by the Government of India on 05.08.2014 (filed as Annexure P-10 to the present petition).
4. It is submitted that notwithstanding the categorical terms of the order dated 20.11.2015 and the decision taken by the Government of India in



respect of a *pari materia* claim by NFL, no decision *qua* other members of the petitioners have been taken so far.

5. Learned counsel for the respondent no.1 seeks some time to take instructions.

6. Let court notice be issued to the respondent no.2 / State of Gujarat and the respondent no.3 / State of Uttar Pradesh, respectively, also through the concerned counsel, for the next date of hearing, through all permissible modes.

7. The concerned Joint Secretary is directed to join the proceedings virtually on the next date of hearing to assist the Court.

8. List on 27.04.2026.

SACHIN DATTA, J

JANUARY 21, 2026/cl