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

+ W.P.(C) 11187/2017

COURT ON ITS OWN MOTION

.....Petitioner

Through:

versus

GOVT OF NCT OF DELHI & ORS.

.....Respondents

Through: Ms. Prabhsahay Kaur, Ms. Rachna Tyagi, Mr. Bhuwan Ribhu, Ms. Shashi, Ms. Taruna Panwar, Ms. Tanvi Chaudhary & Ms. Palak Mathur, Advs. for intervener, BBA.

Mr. Anant Kumar Asthana, AMICUS CURAIE with RHA Sikandr, Adv.

Mr. Avnish Ahlawat, SC, GNCTD with Mr. N.K. Singh, Ms. Laavanya Kaushik, Ms. Aliza Alam, Mr. Mohnish Sehrawat & Mr. A. Chadha, Adv.

Ms. Archana Dave, Ld. ASG, Mr. Vinod Kumar Nair, US, MHA with Ms. Nidhi Raman, CGSC, Mr. Akash Mishra, Ms. Harshita Choubey, Ms. Sanjeevani Shandilya, Mr. Raghav Sharma, Mr. Vaibhav Dwivedi, Mr. Parmod K. Vishnoi, Advs.

Mr. Anuj Aggarwal, ASC, GNCTD with Mr. Yash Upadhyay, Mr. Siddhant Dutt & Ms. Ishita Panday, Advs. for DWCD

Mr. Abhaid Parikh, Ms. Katyayani Anand, Mr. Rishabh Dubey & Ms. Garima Sardana,



Advs. for NCPCR.
Mr. S.K. Sethi, Adv for DSLSA

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+ W.P.(C) 2495/2018, CM APPL. 6877/2024 (Direction) & CM
APPL. 65749/2024 (Extension Of Time)
COURT ON ITS OWN MOTIONPetitioner

Through:

versus

GOVT. OF NCT OF DELHI AND ORS.Respondents

Through: Mr. Anant Kumar Asthana,
AMICUS CURAIE with RHA
Sikandr, Adv.

Mr. Avnish Ahlawat, SC,
GNCTD with Mr. N.K. Singh,
Ms. Laavanya Kaushik, Ms.
Aliza Alam, Mr. Mohnish
Sehrawat & Mr. A. Chadha,
Advs.

Mr. Anuj Aggarwal, ASC,
GNCTD with Mr. Yash
Upadhyay, Mr. Siddhant Dutt
& Ms. Ishita Panday, Advs for
DWCD

Mr. Abhaid Parikh, Ms.
Katyayani Anand, Mr. Rishabh
Dubey & Ms. Garima Sardana,
Advs. for NCPCR

Mr. S.K. Sethi, Adv for DSLSA

27

+ W.P.(C) 6040/2024
NATIONAL CHILD DEVELOPMENT
COUNCIL

.....Petitioner

Through: Mr. Robin Raju and Mr. Alpha
Dayal, Advs.

versus

GNCTD & ORS.

.....Respondents



Through: Mr. Avnish Ahlawat, SC,
GNCTD with Mr. N.K. Singh,
Ms. Laavanya Kaushik, Ms.
Aliza Alam, Mr. Mohnish
Sehrawat & Mr. A. Chadha,
Advs.

Mr. Anuj Agarwal, ASC,
GNCTD with Mr. Yash
Upadhyay, Mr. Siddhant Dutt
and Ms. Ishita Panday, Advs.
for R-1.

Mr. Abhaid Parikh, Ms.
Katyayani Anand, Mr. Rishabh
Dubey & Ms. Garima Sardana,
Advs. for NCPCR

Mr. S.K. Sethi, Adv for DSLSA

CORAM:

HON'BLE MR. JUSTICE YASHWANT VARMA

**HON'BLE MR. JUSTICE HARISH VAIDYANATHAN
SHANKAR**

ORDER

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10.01.2025

1. We take note of the directions which stand comprised in our orders dated 18 December 2024 and 19 December 2024. We are today informed that the **Ministry of Home Affairs**¹ is still in the process of scrutinising and finalising the panel pertaining to the appointment of members to the **Juvenile Justice Board**² as well as the **Child Welfare Committees**³.

2. We are informed that the process shall be completed within a period of four weeks from today. The statement so made is recorded and accepted.

3. We thus direct the MHA to ensure that the selected panel is

¹ MHA

² JJB

³ CWC



duly communicated to the competent authority in the **Government of National Capital Territory of Delhi**⁴ within a period of four weeks. The relevant record and result of the panel shall be placed for our perusal on the next date fixed.

4. We further request the GNCTD to ensure that consequential appointments are made immediately upon receipt of the recommendations from the MHA.

5. We also take note of the disclosures which are made in the compliance affidavit filed by and on behalf of the GNCTD and insofar as the selection of members of **District Child Protection Units**⁵ are concerned. As is manifest from a reading of the disclosures made therein, the last recruitment drive for filling up vacancies existing in the DCPUs' was conducted in the year 2021 and we are today faced with a vacancy of 92 positions spread across 13 categories of posts.

6. According to learned counsel representing the GNCTD, they would, post the scrutiny of the 7,607 applications that have been received in response to the advertisement of 09 November 2024, be required to invite at least 10 applicants for interview against each of those vacancies. This would necessarily entail 920 applicants being interviewed. We are presently informed that two selection boards have been constituted by the GNCTD for the aforesaid purpose.

7. We consequently direct the Secretary in **Department of Women and Child Development**⁶ to ensure that while the scrutiny process is completed with expedition, at least 7 more Selections Boards, or such other number as may be considered desirable to complete the process with expedition, are constituted and which

⁴ GNCTD

⁵ DCPUs

⁶ DWCD



would ultimately expedite the completion of the process of selection. The aforesaid exercise be undertaken in anticipation of the further steps that would be required to be taken to fill up the vacancies in the DCPUs’.

8. We are further apprised by the learned Amicus that salaries and emoluments have not been disbursed to various members of the CWC and the JJBs. According to the learned Amicus, the aforesaid has occurred on account of a view being harboured by the respondents that their continuance has not been sanctioned or approved in accordance with law.

9. We are, however, assured that in light of the orders that have been passed by this Court, and in terms of which such members continue to hold office and discharge their functions, all arrears of remuneration, if any, no disbursal of emoluments shall be stalled on the basis of any such specious objection.

10. Let these matters be called for review on 07.02.2025 at 02:15 pm.

YASHWANT VARMA, J.

HARISH VAIDYANATHAN SHANKAR, J.

JANUARY 10, 2025/akc