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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 17409/2024**

RAJESH KATE

.....Petitioner

Through: Ms.Amrita Mishra and
Mr.Piyush Kumar, Advocates

versus

UNION OF INDIA & ORS.

.....Respondents

Through: Mr.RamJee Pandey, SPC with
Mr.Rishav Dubey (GP) for
UOI.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

% **18.12.2024**

CM APPL.74108/2024

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

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3. The learned counsel for the respondents, who appears on advance notice, submits that the entire foundation of the present petition may be misplaced inasmuch as the petitioner is claiming a right to receive Gratuity under the Payment of Gratuity Act, 1972 (in short, "Act"), whereas Section 2(e) of the Act expressly excludes the employees of the Central Government or a State Government from the application of the said Act.
4. The learned counsel for the petitioner requests for an



adjournment to seek appropriate instructions on the above submissions.

5. At her request, re-list on 24th January, 2025.

NAVIN CHAWLA, J

SHALINDER KAUR, J

DECEMBER 18, 2024
SV/DG

Click here to check corrigendum, if any