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

+ **CONT.CAS(C) 1830/2025**

SUSHIL KUMAR JAIN

.....Petitioner

Through: Mr. M. K. Bhardwaj and Mr. Praveen
Kaushik, Advocates.

versus

SH ASHWANI KUMAR

.....Respondent

Through: Mr. Arun Birbal and Mr. Sanjay
Singh, Advocates for MCD.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

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12.01.2026

1. The present petition alleges non-compliance / wilful disobedience of the directions contained in the order dated 26.09.2025 passed in W.P.(C) 12099/2021. The operative directions therein are as under:-

“16. The petitioner shall be reinstated in service with immediate effect from the date of this order. The petitioner shall be entitled to all consequential benefits, including deemed continuous service from the date of the order of compulsory retirement, fixation of pay, annual increments, promotional benefits (if any), and all other service benefits, that would have accrued to him. However, the petitioner shall not be entitled to back wages for the period he remained out of service.”

2. Learned counsel for the respondent submits that the MCD is in the process of filing an SLP against the aforesaid judgment/order dated 26.09.2025.

3. Unless any order is passed in the said SLP which obviates compliance with the aforesaid directions, the MCD shall take requisite steps to implement the directions contained in the aforesaid order.

4. Let the aforesaid directions be implemented within a period of six



weeks from today.

5. Let a compliance affidavit be filed by the respondent before the next date of hearing.
6. List on 23.03.2026.

SACHIN DATTA, J

JANUARY 12, 2026/r