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

+ **CONT.CAS(C) 7/2014**

BINU BALA

.....Petitioner

Through: Ms. Isha Khanna, Mr. Nikhil Arora
and Ms. Ruchika Malik, Advs.

versus

N R BISHNOI & ORS

.....Respondents

Through: Mr. Balendu Shekhar, CGSC with
Mr. Krishna Chaitanya, Mr. Rajkumar
Maurya and Ms. Tanisha Samanta,
Advs. for R-1 & 2/UOI.
Mr. Jasbir Bidhuri, Adv. for R-3 &
4/MTNL.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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07.04.2025

CM APPL. 4509/2024 (by the petitioner under Section 151 CPC seeking directions)

1. The present application has been filed by the petitioner seeking directions.
2. The learned counsel appearing on behalf of the respondent nos.3 and 4 submits that *vide* order dated 06.09.2012 passed in W.P.(C)No.6892/2000, the impugned order terminating the petitioner was set aside and she was reinstated in service with back wages to the extent of 50%.
3. He submits that the said direction has been complied with inasmuch as the petitioner was reinstated and 50% of the back wages have been paid



to her.

4. He further contends that there was no specific direction for grant of consequential benefits while passing the order of reinstatement, therefore, the petitioner is not entitled to any such consequential benefits. In support of his submissions, he places reliance on the decision of the Hon'ble Supreme Court in ***A.P. SRTC & Anr. v. S. Narsagoud, (2003) 2 SCC 212.***

5. On the other hand, the learned counsel appearing on behalf of the petitioner submits that the aforesaid decision of the Hon'ble Supreme Court has been overruled by a three Judge Bench.

6. In view of the above, issue notice.

7. Mr. Balendu Shekhar, CGSC, accepts notice on behalf of respondent nos.1 and 2/UOI. Likewise, Mr. Jasbir Bidhuri, Advocate, accepts notice on behalf of respondent nos.3 and 4 i.e. MTNL.

8. Let reply to the application be filed within a period of four weeks from today. Rejoinder thereto, if any, be filed within two weeks thereafter.

9. Re-notify on 07.08.2025.

CONT.CAS(C) 7/2014 & CM APPL. 22387/2023 (by the petitioner under Section 151 CPC seeking directions)

10. Re-notify on 07.08.2025.

VIKAS MAHAJAN, J

APRIL 7, 2025

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