

\$~89

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

+ W.P.(C) 10202/2018 & CM Nos. 39802-39804/2018

YOGESH KUMAR SHARMA ..... Petitioner

Through: Ms. Mansi Bhatia and  
Mr. Phool Kumar, Advs.

versus

RAJYA SABHA SECRETARIAT ..... Respondent

Through: Ms. Tatini Basu, Adv.

**CORAM:**

**HON'BLE MR. JUSTICE C.HARI SHANKAR**

**ORDER**

% **26.09.2018**

**CM No. 39803/2018 (Exemption)**

Allowed, subject to all just exceptions.

The application is disposed of.

**CM No. 39804/2018 (delay) & W.P.(C) 10202/2018**

Issue notice to show cause as to why rule *nisi* be not issued.

Counter affidavit be filed within four weeks with advance copy to the petitioner, who may file rejoinder thereto, if any, within four weeks thereof.

List on 8<sup>th</sup> March, 2019.

**CM No. 39802/2018 (stay)**

This is an application seeking ex parte ad interim orders. There is no dispute about the fact that, against the order of disengagement, passed on 25<sup>th</sup> April, 2017, the petitioner has approached this court only towards the latter half of this year, i.e. 2018.

Irrespective of the sustainability of the contention of the

petitioner, that the delay had been occasioned because of his having to make repeated applications under the Right to Information Act, 2015 for eliciting information, it is clear that in view of the said delay, no case of issuance of any ex parte ad interim orders is made out.

As such, issue notice in this application, returnable on 8<sup>th</sup> March, 2019.

**C.HARI SHANKAR, J**

**SEPTEMBER 26, 2018/kr**