

W.P.A. 24445 OF 2025

**MUKESH KUMAR
VS.
UNION OF INDIA & OTHERS**

Mr. Dyutiman Banerjee, Adv.
Mr. Vishal Mallick, Adv.

...for the Petitioner

Mr. Subhankar Chakraborty, Adv.
Mr. Saptarshi Bhattacharjee, Adv.
Ms. Sayani Gupta, Adv.

...for the L.I.C.I

1. Affidavit-of-service filed on behalf of the petitioner is taken on record.
2. The matter is heard in presence of the learned advocates representing the petitioner and the Life Insurance Corporation of India (for short, 'LIC').
3. On perusal of the writ petition, it appears certain provisions of Life Insurance Corporation of India Development Officers (Revision of Certain Terms and Conditions of Service) Amendments Rules, 2016 are questioned and prayer is made to declare those rules *ultra vires*. At the same time, proceeding initiated against the petitioner, being the Development Officer by issuing show-cause notice dated 19th August, 2025 is also questioned in this writ petition.
4. During the course of hearing, reliance is placed on the order passed by a Co-ordinate Bench in the writ petition being **WPA 14547 of 2025 (Surojit Ghosh vs. Union of India & Ors.)** dated 10th July, 2025.

5. On perusal of the said order dated 10th July, 2025 passed in **Surojit Ghosh** (*supra*), it appears that Co-ordinate Bench taking note of the observations made by the Hon'ble Division Bench in an order passed in *intra-court* appeal being MAT 1222 of 2024 touching upon similar issue and in view of pendency of the **Special Leave Petition (Civil) Diary No.6366 of 2025 (Hitesh Kumar Goyal vs. Life Insurance Corporation of India & Ors.)**, passed interim order thereby directing that proceedings initiated against the petitioner may continue but no final order to be passed by the LIC.
6. Learned advocates representing the petitioner and LIC submit today that the situation remains unaltered as on date in view of the pendency of the issue before the Hon'ble Supreme Court. Order passed by the Hon'ble Supreme Court on 29th August, 2025 in **Hitesh Kumar Goyal** (*supra*) is also placed before this Court and the same is taken on record.
7. Hence, it is clarified that concerned authority of LIC may continue with the proceeding initiated against the petitioner but no final order shall be passed.
8. List the matter under the heading '*Motion*' in the combined monthly list of February 2026.

9. Parties shall be at liberty to mention the matter for inclusion in the list before February 2026, if the situation is altered by virtue of the order of the Hon'ble Supreme Court

(SAUGATA BHATTACHARYYA, J.)