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ITEM NO.5

COURT NO.11

SECTION XIV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).30099/2009

(From the judgement and order dated 03/07/2009 in WPC No.3269/2003 of The HIGH COURT OF DELHI AT N. DELHI)

R.K.OJHA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With prayer for interim relief and office report)
(for final disposal)

Date: 04/09/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. GOKHALE
HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s) Mr. Abinash Kumar Mishra,Adv.
Mr. A.Pratap Singh,Adv.

For Respondent(s) Mr. Atishi Dipankar,Adv.

Mr. Mohan Jain,ASG.
Mr. D.K.Thakur,Adv.
Mr. D.S.Mahra,Adv.
Mrs Anil Katiyar,Adv.

Ms. Binu Tamta ,Adv
Mr. D. Tamta,Adv.

UPON hearing counsel the Court made the following
O R D E R

Heard Mr. A.K. Mishra, learned counsel in support of this petition, Mr. Mohan Jain, learned Additional Solicitor General for Union of India.

2. The petitioner had raised the issue with respect to his correct placement and seniority by filing an application in the Administrative Tribunal in the

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year 2001. The issue raised was with respect to the promotion and the list which was prepared in 2000.

3. The Administrative Tribunal rejected the application. High Court rejected the petitioner's writ petition by observing that when the promotions were made in 1987 to 1991, petitioner was not eligible and his arguments with respect to his further claim were hypothetical. We are in agreement with the view taken.

4. We are therefore not inclined to interfere with the order of the High Court.

5. The special leave petition is dismissed.

