



UNIVERSITY OF DELHI
दिल्ली विश्वविद्यालय

No. Fin/ Pen. Cell/CPF-GPF/2017
Dated: 10.08.2017

The Principal

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Delhi-

Sub: Implementation of Judgment of the Hon'ble High Court of Delhi delivered on 24.08.2016 in the bunch of LPAs No. 410-14/2014 and other 54 LPAs under different numbers up to LPA 780/2014 in respect of **non-petitioners** (under the Category-III) who have not filed any writ petition before the Hon'ble High Court of Delhi -reg.

Ref: (1) University letter No. Fin./Pen. Cell/CPF-GPF/2017 dated 4.7.2017.
(2) University letter No. Fin./Pen. Cell/CPF-GPF/2017 dated 13.7.2017.

Dear Sir/Madam,

In continuation of the University's letter quoted under reference 2nd cited subsequent to the meeting of Principals held on 7.7.2017 at 4.30 p.m. at Council hall, I am directed to inform the following:

- (1) The Special Leave Petition (SLP) under category I (Bakshi batch) & II (Sashikiran batch) were filed by the University of Delhi against the Division Bench Judgment/order dated 24.8.2016 in accordance with the advice received from MHRD/UGC vide letters dated 23.01.2017, 18.04.2017, 21.04.2017, 8.05.2017 & 23.05.2017. The contempt proceedings pending before the Hon'ble High Court of Delhi have been stayed by the Hon'ble Supreme court.
- (2) Since the University has not proceeded/ filed the SLP in category-III (**Virmani batch**) as directed by the MHRD (vide letter No F.No.4-32/2016-CU-II dated 23.05.2017), **it becomes obligatory on the part of the University to implement the judgment of the Division Bench of Hon'ble High Court of Delhi in respect Category III** and the cases falling under this category (category-III) need to be processed for the release of retirement benefits forthwith.
- (3) In order to avoid hardship to the pensioners and to reduce the time and expenditure on litigations, it has been decided to implement the order of the Division Bench of Hon'ble High court of Delhi dated 24.8.2016 in respect of **non-petitioners** (under the Category-III) who have not filed any writ petition before the Hon'ble High Court of Delhi.

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- (4) To implement the Division bench judgment in respect of non-petitioners of Category –III (Virmani batch), it is to state that the individual case file has to be scrutinized/examined by an independent 3 (three) member committee which can be constituted by the Governing body of the respective college. The College has also to ensure that no committee member is directly linked with the college/DU and one member may be from the judicial background. The Committee has to satisfy themselves that the particular retired employee, who is a non-petitioner has not submitted any option form to continue under the CPF Scheme on or before 30.9.1987 and also to ensure that he is falling under category –III (Virmani batch).
- (5) After satisfying that the individual retired employee is falling under Category–III (Virmani batch), the Committee's recommendations may formally be approved by the Governing body and the case file i.e. personal file, service book along with pension papers in prescribed format may be submitted to the University for further process of getting the approval of the Competent Authority.
- (6) The case files which were received from the Colleges are being sent back to the colleges to process pension case files of non-petitioners under Category –III complying with conditions listed in paras (4) & (5) above and re-submit the same to the University for further process for fixation of the pension and approval of the competent authority of the University.

Necessary action may be initiated for implementation of Judgment of the Hon'ble High Court of Delhi delivered on 24.08.2016 in respect of **non-petitioners under the Category III** on priority basis and the action taken may be intimated to this office.

Yours faithfully,


Joint Registrar (Finance)

- Copy to:- 1. Joint Registrar (Colleges) for kind information.
2. Joint Registrar (Legal) for kind information.