



2022 INSC 392

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.2720 OF 2022
(Arising out of SLP (C) No.6220 of 2022
Arising out of Diary No.2153 of 2019)

UNION OF INDIA & ORS.

Appellants

VERSUS

BHAGWAN DEEN & ANR.

Respondents

ORDER

1. Delay in filing the instant matter is condoned, subject to the appellants depositing a sum of Rs.25000/- towards costs for the respondents. The amount be handed over to the respondents within three weeks from today; and the amount shall be recovered from the concerned officials who are responsible for causing delay in the instant matter.
2. Leave granted.
3. This appeal challenges the judgment and order dated 29.05.2017 passed by the High Court of Delhi at New Delhi dismissing Writ Petition (Civil) No.4859 of 2017.

4. The aforestated writ petition was filed by the appellants challenging the view taken by the Central Administrative Tribunal, Principal Bench, New Delhi, allowing Original Application No.4320 of 2014 preferred by the respondents herein on the basis of LARSGESS Scheme floated by the Indian Railways.

5. The aforestated Scheme was adversely commented upon by the Punjab & Haryana High Court in its judgment dated 27.04.2016 in CWP No.7714 of 2016. The Special Leave Petition arising therefrom was dismissed by this Court, whereafter the Scheme itself was terminated by Union of India on 05.10.2019.

6. Thereafter, various petitions came up before this Court including Writ Petition (Civil) No.1407 of 2019 and Writ Petition (Civil) No.78 of 2021. This Court has since then consistently refused to accept, acknowledge and uphold any right flowing from the provisions of the Scheme.

7. Viewed thus, the Tribunal was not justified in passing directions in the instant matter and the High Court was in error in rejecting the challenge raised by the appellants.

8. We, therefore, allow this appeal, set-aside the view taken by the Tribunal and the High Court and dismiss Original Application No.4320 of 2014.

9. This appeal is thus allowed with no order as to costs.

.....J.
(UDAY UMESH LALIT)

.....J.
(S. RAVINDRA BHAT)

.....J.
(PAMIDIGHANTAM SRI NARASIMHA)

New Delhi
April 05, 2022