

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

Date of Decision: January 31, 2018

+ W.P.(C) 907/2018 & C.M. 3826/2018

MANGAL

..... Petitioner

Through: Mr. Mukesh Kumar & Ms. Nazia
Khanam, Advocates

Versus

NORTH MUNICIPAL CORPORATION OF DELHI & ORS.

..... Respondents

Through: Ms. Biji Rajesh, Advocate for
Mr.Gaurang Kanth, Advocate

CORAM:

HON'BLE MR. JUSTICE SUNIL GAUR

JUDGMENT

ORAL

1. Petitioner is a retired *Safai karamchari* of respondent-Corporation, who seeks release of his retiral benefits.
2. Learned counsel for petitioner submits that an application was filed to seek retiral benefits but to no avail and petitioner had to issue a Legal Notice (*Annexure P-6*), on 26th October, 2017 to which also there is no response by respondent-Corporation. Counsel for petitioner further submits that no response has been received by petitioner to the information sought under *The Right to Information Act, 2005*.
3. Learned counsel for respondent-Corporation submits that this is a service matter concerning North Municipal Corporation of Delhi and so,

petitioner ought to avail of the remedies by approaching Central Administrative Tribunal, New Delhi.

4. It is evident from Section 14 of *The Administrative Tribunals Act, 1985* that all service matters pertaining to service in connection with affairs of corporation or authority controlled by State Government are required to be dealt with by the Central Administrative Tribunal. As per Section 2(q) of *The Administrative Tribunals Act, 1985*, service matters includes claims for retiral benefits as well.

5. In view of aforesaid, this petition is disposed of with liberty to petitioner to invoke jurisdiction of the Central Administrative Tribunal.

SUNIL GAUR
(JUDGE)

JANUARY 31, 2018

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