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

+ W.P.(C) 13408/2025 and CM APPL.54981/2025, 54982/2025

VIKAS VERMA

.....Petitioner

Through: Mr. Mohit Mathur (Sr. Adv) along with Mr. Amit Saxena, Mr. Vignesh Ramanathan, Mr. Sanit Singh, Ms. Prachi Gupta, Ms. Nitikaa Gupta, Advs. along with Petitioner-In Person

versus

DIRECTOR OF PROSECUTION AND ORS.Respondents

Through: Mrs. Avnish Ahlawat (SC) along with Ms. Aliza Alam, Mr. Mohnish Sehrawat, Mr. Amol Rana, Advs. Mr. Ravinder Agarwal, Mr. Manish Kumar Singh, Ms. Vasu Agarwal, Advs. for R4 Mr. Rohal Jaitley (CGSC) along with Mr. Dev Pratap Singh, Mr. Varun Pratap Singh, Ms. Yogya, Advs.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

01.09.2025

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1. The petitioner is an Advocate duly enrolled with the Bar Council of Delhi.
2. The present petition impugns an Advertisement No. F-2(1001)/DOP/Admin./Pt. File/2025 dated 22.08.2025 issued by the Director of Prosecution, GNCTD for engagement of Public Prosecutors on contractual basis whereby applications were invited only from retired Public Prosecutors for appointment of 196 posts of APP. It is submitted that the same is in gross violation and in complete disregard of the settled position of law, and



the past practice.

3. It is pointed out that the Director of Prosecution is not the competent authority to make the recruitments. Moreover, importantly, it is submitted that the eligibility criteria prescribed in the advertisement results in insidious discrimination against young advocates (who have hitherto been part of the pool of the potential candidates) inasmuch as the zone of consideration has now been confined to retired Public Prosecutors.

4. It is pointed out that a representation dated 22.08.2025 has been submitted by the petitioner to the concerned authorities. However, the same has not even been considered, and yet, the respondents are proceedings with the recruitment process which is completely without authority of law.

5. Issue notice.

6. Learned counsel, as aforesaid, accepts notice on behalf of the respondents.

7. Let reply be filed within a period of two weeks from today. Rejoinder thereto, if any, be filed before the next date of hearing.

8. List on 16.10.2025.

9. In the meantime, the respondent no.3 (Principal Secretary, Home, GNCTD) is directed to expeditiously decide the representation dated 22.08.2025 (Annexure-P6) after affording an opportunity of hearing to the petitioner. Till the same is done by way of a reasoned order, the recruitment process pursuant to the impugned advertisement shall be kept in abeyance.

SACHIN DATTA, J

SEPTEMBER 1, 2025/uk