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

+ W.P.(C) 7728/2025 & CM APPL. 34250/2025 & CM APPL. 34251/2025

UNION OF INDIA THROUGH ITS
SECRETARY & ORS.

.....Petitioners

Through: Ms. Avshreya Pratap Singh
Rudy, Ms. Usha Jamnal, Ms. Harshita
Chaturvedi, Advs. with Maj Anish
Murlidhar

versus

COL. SANJAY MALIK

.....Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE C. HARI SHANKAR

HON'BLE MR. JUSTICE AJAY DIGPAUL

ORDER

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14.07.2025

CM APPL. 34251/2025

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

W.P.(C) 7728/2025

3. This is a petition by the Union of India challenging an order of the Armed Forces Tribunal by which the Field Area Family Accommodation and House Rent Allowance have been granted to the respondent.



4. Issue notice to show cause as to why rule *nisi* be not issued.
5. Notice be served on the respondent by all modes. Additionally, notice may be served through learned Counsel who appeared on behalf of the respondent before the learned Armed Forces Tribunal.
6. Counter affidavit, if any, be filed within four weeks with advance copy to learned Counsel for the petitioner who may file rejoinder thereto, if any, within four weeks thereof.
7. Re-notify on 10 November 2025.

CM APPL. 34250/2025 (stay)

8. Issue notice.
9. Notice be served on the respondent by all modes. Additionally, notice may be served through learned Counsel who appeared on behalf of the respondent before the learned Armed Forces Tribunal.
10. Keeping in view the principle of balance of convenience and irreparable loss, we are not inclined to grant stay of the operation of the judgment under challenge.
11. Subject to the outcome of this petition, we permit release of the amount to the respondent as granted by the Tribunal within four weeks from today.



12. Reply, if any, be filed within four weeks with advance copy to learned Counsel for the petitioner who may file rejoinder thereto, if any, within four weeks thereof.

13. Re-notify on 10 November 2025.

C. HARI SHANKAR, J.

AJAY DIGPAUL, J.

JULY 14, 2025

dsn