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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 8182/2025, CM APPL. 35833/2025 & CM APPL. 35834/2025

SANDEEP NO 138070058 CT GDPetitioner
Through: Mr. U.S. Maurya, Adv.

versus

UNION OF INDIA & ORS.Respondents
Through: Mr. Sahaj Garg, SPC with Mr. Rudra Paliwal, GP

CORAM:
HON'BLE MR. JUSTICE C. HARI SHANKAR
HON'BLE MR. JUSTICE AJAY DIGPAUL

% **ORDER**
30.05.2025

CM APPL. 35834/2025 (Exemption)

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

W.P.(C) 8182/2025

3. Issue notice to show cause as to why rule *nisi* be not issued.
4. Notice is accepted on behalf of the respondents by Mr. Garg, learned SPC.
5. Counter-affidavit, if any, be filed within four weeks with



advance copy to learned Counsel for the petitioner who may file rejoinder thereto within four weeks thereof.

6. Re-notify on 6 November 2025.

CM APPL. 35833/2025 (Stay)

7. By this application, the petitioner seeks stay of operation of the notice dated 22 April 2025 impugned in the present petition. We note that, by the said notice, the petitioner was informed that there was a proposal to discharge him from service on the ground of a report of an Invalidation Medical Board¹ which found him to be suffering from “MENTAL AND BEHAVIOURAL DISORDER DUE TO THE USE OF ALCOHOL (Alcohol Dependence Syndrome) (ICD-F10.2) RELAPSE”. The notice also states that a copy of the IMB Report was provided to the petitioner.

8. Though Mr. Maurya sought to contend that the petitioner had not received the IMB Report, he candidly acknowledges that there is no such assertion in the writ petition.

9. The impugned notice dated 22 April 2025 specifically states that the petitioner had a remedy of appeal against the IMB Report. The appeal was required to be accompanied by the certificate issued by Government Physician not below the status of a Civil Surgeon. Admittedly, no such appeal was filed within time, as a result of which, by order dated 26 May 2025, the petitioner has been dismissed from service.



10. In the circumstances, it is not possible to grant any interim relief in this case.

11. We have also put it to Mr. Maurya, learned Counsel for the petitioner that it may be necessary for him to challenge the termination order dated 26 May 2025.

12. Accordingly, the application for stay is dismissed.

13. Mr. Maurya submits that the petitioner was admitted in Civil Hospital between 20 May 2025 to 28 May 2025.

C. HARI SHANKAR, J.

AJAY DIGPAUL, J.

MAY 30, 2025

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[Click here to check corrigendum, if any](#)

¹ “IMB” hereinafter