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

+ **W.P.(C) 15586/2022**

MANJIT SINGH & ORS.

..... Petitioners

Through: Mr. C.K. Bhatt, Mr. Himanshu
Gautam and Mr. Ayush Bhatt,
Advocates

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Ms. Monika Arora, CGSC with Mr.
Vedansh Anand, G.P., Mr. Yash
Tyagi, Major Partho Katyayan, and
Mr. Shivam Raghuwanshi, Advocates
for UOI

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

14.11.2022

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C.M. No. 48488/2022 (Exemption)

1. Allowed subject to all just exceptions.

C.M. No. 48489/2022 (additional documents)

2. This is an application seeking to place on record additional documents i.e. letter dated 06.10.2020 as well as copy of the brief for DPC for the post of UDC.

3. Learned counsel for the Respondents submits that without prejudice to her defence and without prejudice to the rights and



contentions, she has no objection in case the said documents are taken on record.

4. Accordingly, the application is allowed and the documents are taken on record.

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5. Issue notice.

6. Notice is accepted by learned counsel appearing for the Respondents.

7. Learned counsel for the Petitioners submits that Petitioners have been discriminated against in as much as the Petitioners were subjected to a DPC in June, 2020 and the result of the DPC was not finalised and thereafter they have been denied promotion.

8. Learned counsel submits that on account of denial of promotion, they have been absorbed at the lower most position in the corresponding civil posts under the Army on the ground that Military Farms stand abolished.

9. Learned counsel submits that the decision as per the Respondent to abolish Military Farms was taken on 20.07.2017 and several DPCs were held till the end of 2019 including for the posts, which the Petitioners hold i.e. UDC and promotion orders given effect to.

10. Learned counsel submits that Petitioners are being discriminated against and further grave prejudice is caused to them because they are now being placed as junior most in the



corresponding civil post even though they have put in several years of service. He submits that had the DPC been given effect to, they would have joined junior most in the higher post, which would have entailed being senior to the existing corresponding post to UDC.

11. Issue notice.

12. Notice is accepted by learned counsel appearing for the Respondents, who prays for time to take instructions.

13. At request, renotify on 20.12.2022.

SANJEEV SACHDEVA, J

TUSHAR RAO GEDELA, J

NOVEMBER 14, 2022

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