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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 9758/2025**
GOVT OF NCT OF DELHI AND ORSPetitioners

Through: Mrs.Avnish Ahlawat, SC for
GNCTD with Ms.Aliza Alam,
Mr.Mohnish Sehrawat and
Mr.Amitoj Chadha, Advs.

versus

KAMAL DABAS AND ORSRespondents
Through: None

CORAM:
HON'BLE MR. JUSTICE NAVIN CHAWLA
HON'BLE MS. JUSTICE RENU BHATNAGAR

% **ORDER**
14.07.2025

CM APPL. 40780/2025 (Exemption)

1. Allowed, subject to all just exceptions.

W.P.(C) 9758/2025 & CM APPL. 40779/2025

2. This petition has been filed by the petitioners challenging the Order dated 25.02.2025 passed by the learned Central Administrative Tribunal, Principal Bench, New Delhi (hereinafter referred to as the, 'Tribunal') in O.A. No. 2846/2023, titled ***Kamal Dabas/Rana & Ors. v. The Chief Secretary, Govt. of NCT of Delhi & Ors.***, allowing the O.A. Filed by the respondents herein with the following directions:

"18. In view of the aforesaid, we are of the considered view that the O.A. deserves to be allowed and the same is allowed with the following orders:-

(i) The impugned termination notice dated 05.09.2023 as well as Corrigendum



dated 11.09.2023 are quashed and set aside.

(ii) The interim order passed in the matter is made absolute;

(iii) The applicants shall be entitled to consequential benefits in accordance with the relevant rules and instructions on the subject; and

(iv) The respondents are directed to comply the above directions, as expeditiously as possible and preferably within four weeks of receipt of a copy of this Order; and

(v) However, the respondents shall be at liberty to initiate the disciplinary proceedings and/or to take action in accordance with the relevant rules, if they so decide.”

3. The learned counsel for the petitioners submits that the biometric examination of the respondents had failed and, therefore, there was no necessity of further issuing Show-Cause Notices or holding an inquiry.

4. She places reliance on an Order dated 09.07.2025 passed by this Court in W.P.(C) 9441/2025, titled **Govt of NCT of Delhi & Ors. v. Sheetal**, wherein in similar circumstances, the Order passed by the learned Tribunal has been stayed.

5. Issue notice to the respondents to be served through all permissible modes, returnable on 18th September, 2025.

6. Let a counter affidavit be filed within a period of four weeks of receipt of the notice. Rejoinder thereto be filed at least a week in advance of the next date of hearing.

7. List on 18th September, 2025 along with W.P.(C). 12736/2024 titled **Directorate General of Prisons & Ors. v. Rinku Kumar & Ors.**

8. In the meantime, there shall be a stay on the enforcement of the



Impugned Order. However, if the respondents are still in service, then their services shall not be terminated only relying upon the stay granted by us.

NAVIN CHAWLA, J

RENU BHATNAGAR, J

JULY 14, 2025/sg/ik