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

+ **W.P.(C) 14123/2025**

GOVT OF NCT OF DELHI AND ORSPetitioners

Through: Mrs. Avnish Ahlawat SC
GNCTD Services, Mr. Nitesh Kumar Singh,
Ms. Aliza Alam and Mr. Mohnish Sehrawat,
Adv.

versus

MANJEET SINGHRespondent

Through: Mr. Gautam Narayan, Sr.
Advocate with Mr. Prateek Dhanda,
Advocate.

CORAM:

HON'BLE MR. JUSTICE C. HARI SHANKAR

HON'BLE MR. JUSTICE VINOD KUMAR

ORDER

% **20.07.2026**

CM APPL. 42573/2026 (Direction)

1. Pursuant to the order passed by us on 10 July 2026, the following reply has been filed by the GNCTD to the present CM Appl. 42573/2026:

“REPLY TO CM ON BEHALF OF PETITIONERS.

**AFFIDAVIT OF JITENDRA KUMAR ARORA, AGE 56
YEARS, DEPUTY SECRETARY, SERVICES
DEPARTMENT, GOVT OF NCT OF DELHI.**

I, Jitendra Kumar Arora, the deponent above named, do hereby solemnly affirm and state as under:

1. That presently I am working as Deputy Secretary, Services Department, Govt. of NCT of Delhi. In my official capacity, I am



conversant with the facts of the case and competent and duly authorized to depose about the same.

2. That the accompanying Reply to CM has been drafted under my instruction which has been read and understood by me and I say that the averments made therein are true on the basis of the records and believed to be correct.

PARAWISE REPLY:

1-9 In reply to Para 1 to 9 the petitioners submitted as follows:

(i). Requisite information / documents in respect of Sh. Manjeet Singh was forwarded to UPSC by the Services Department, GNCTD vide letter F. No.30/62/2024/S-I/2540 dated 21.07.2025 for consideration by the DPC for promotion to the post of Senior Scale (GNCTDSS).(Annexure-R-1)

(ii). Directorate of Vigilance, GNCTD vide letter No. F.99/1/2026/DOV/VIII dated 28.04.2026 conveyed the following vigilance status in respect of Sh. Manjeet Singh:(Annexure-R-2)

"Sh. Manjeet Singh, Ad-hoc DANICS was charge sheeted by the Hon'ble Lt. Governor, Delhi u/r 14 of CCS(CCA) Rules, 1965 vide memorandum dated 22.10.2014. Sh. Manjeet Singh, Adhoc DANICS filed an OA No. 2141 /2016 against the charge sheet in the Hon'ble CAT and the Hon'ble CAT had stayed the departmental proceedings against the Charged Officer vide order dated 13.07.2016. Revenue Department has taken advise from Govt. Counsel and he has opined to go in appeal against the order of Tribunal. Accordingly, WP (C) No. 14123/2025 has been filed by Revenue Department in Hon'ble High Court and the matter is still pending. The next date of hearing is 17.09.2026."

(iii). UPSC vide letter No.1/31(13)/2025-PD-2 dated 12.06.2026 forwarded the Minutes of DPC in which the name of Sh. Manjeet Singh has been kept in Sealed Cover (Annexure-R-3). Copy of the Minutes of the DPC will be produced in sealed cover for the perusal of the Hon 'ble Court.



(iv). It is humbly submitted that the case of the Respondent i.e. Sh. Manjeet Singh was duly considered by the DPC and based on the aforesaid vigilance status furnished by the DOV, GNCTD his case has been kept in Sealed Cover.

PRAYER:

In view of the submissions made above it is most respectfully prayed that the present application filed by the Respondent is devoid of any merits and liable to be dismissed.

DEPONENT

VERIFICATION:

I, Jitendera Kumar Arora, the deponent above named, do hereby verify that the contents of my above affidavit are true and correct on the basis of records maintained in my office. No part of it is false and nothing material has been concealed therefrom.

Verified at New Delhi on this the 16th day of July, 2026.

DEPONENT”

2. The reply annexes a communication dated 28 April 2026, addressed by one Buniyad Singh, Deputy Director (Vigilance), GNCTD to the UPSC. A reading of para 1-9 (iv) of the reply acknowledges the fact that the DPC which was conducted by the UPSC to consider the case of the respondent for promotion to the senior scale acted on the basis of the vigilance status as contained in the communication dated 28 April 2026 of the Directorate of Vigilance, GNCTD.



3. Clearly, the communication has misstated facts with respect to the respondent and has conveyed an impression that the departmental proceedings against the respondent were only stayed by the Tribunal *vide* order dated 13 July 2016 whereas, in fact, they were quashed by the Tribunal *vide* judgment dated 4 September 2024, much before the letter was written on 28 April 2026.

4. Mr. Singh points out at this juncture that the letter also refers to the pendency of WP (C) 14123/2025 before this Court. That only makes matters worse, as what is stated in the letter is that the writ petition was directed against the order dated 13 July 2016 passed by the Tribunal which merely grant a stay of the proceedings against the respondent, whereas the writ petition was in fact directed against the judgment dated 4 September 2024 of the Tribunal which quashed the proceedings

5. We direct a personal affidavit to be filed by Mr. Buniyad Singh, explaining as to how such an erroneous factual position could have been communicated by him. The affidavit would also show cause as to why this Court should not take adverse notice and proceed against him in accordance with law in that regard. Let the affidavit be placed on record within a week from today.

6. The reply dated 16 July 2026 filed by the petitioners makes it clear that the recommendations of the DPC convened by the UPSC apropos the respondent were consigned to sealed cover only because of the aforesaid misleading position of facts which was conveyed to the UPSC.



7. Clearly, as the respondent's charge sheet stood quashed by the Tribunal and there is no stay of the said order by this Court or any other Court, there was no question of relegating the case of the respondent to the sealed cover. The sealed cover procedure can be adopted only in cases where a disciplinary or criminal proceeding is pending against the officer.

8. We, therefore, direct that the sealed cover to which the case of the respondent was relegated be opened and the recommendations of the DPC acted upon, subject, however, to the outcome of this writ petition.

9. Re-notify on 4 August 2026 in the supplementary list.

C. HARI SHANKAR, J

VINOD KUMAR, J

JULY 20, 2026/*dd*