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

+ W.P.(C) 16184/2025

ANURUDDH

.....Petitioner

Through: Mr. Abhay Kumar Bhargava and Mr.
Ajinkya Dhalwade, Advocates.

versus

UNION OF INDIA & ORS.

.....Respondents

Through: Ms. Liyi Marli Noshi, SPC along with
Mr. Jitendar Kumar Mishra, Advocate.

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+ W.P.(C) 16738/2025

ANURUDDH

.....Petitioner

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Ajinkya Dhalwade, Advocates.

versus

UNION OF INDIA & ORS.

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Through: Ms. Liyi Marli Noshi, SPC along with
Mr. Jitendar Kumar Mishra, Advocate.

CORAM:

HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

22.07.2026

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1. Based on Office memorandums dated 21st April, 2011, and 7th June, 2017, issued by respondent no.1, the petitioner has sought release of *ex-gratia* compensation with interest of @ 9% from the date he has suffered disability, *i.e.*, 22nd June, 2024.

2. It is the case of the petitioner that post his recruitment with the



respondent-BSF on 18th April, 2013, while he was on official sanctioned leave, he suffered an accident on 4th November, 2015, which prompted him to be shifted to Composite Hospital, Tekanpur of the respondent-BSF. Post treatment was administered to him, the petitioner was placed under a low medical category by the Unit Medical officer w.e.f. 1st January, 2017.

3. The respondents issued another memorandum dated 7th June, 2017, whereby benefit under OM dated 21st April, 2011 was increased to Rs. 20 lakhs from Rs. 9 lakhs in case of 100 % disability and if the disability is less, the proportion was to be derived *qua* the payment of benefit.

4. According to petitioner he was certified by the medical board on 7th June, 2024, though the disability suffered by him was not attributable to the condition of service, however, the aggravation of the same was because of the training and marching. Accordingly, his disability percentage is certified to be 34 %.

5. Based on the above, the petitioner has sought the release of *ex-gratia* benefits. According to him, 34% disability suffered by him, if taken indirect, in the event, he is entitled for *ex-gratia* benefits to the tune of around Rs. 7 lakhs.

6. Learned counsel for the respondents states that since the disability suffered by the petitioner was during the leave period, rightly so, he was held to be not entitled for the benefit of *ex-gratia* benefits.

7. According to learned counsel for the respondent, the petitioner has also been paid some amount, which fact is suppressed by him, which she intends to place on record.

8. We grant a time of two weeks to the respondents to place on record, the details of the payment made to the petitioner *qua* the aforesaid aspect of the



matter.

9. Rejoinder, thereto, if any, be placed on record within one week thereafter.

10. Re-notify on 17th August, 2026.

NITIN WASUDEO SAMBRE, J

AMIT SHARMA, J

JULY 22, 2026/bsr/db