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

+ **CONT.CAS(C) 1827/2025**

EX NB SUB RAVINDRA SHARMA RETDPetitioner

Through:

versus

RAJESH KUMAR SINGH AND ANRRespondents

Through: Ms. Amrita Prakash, CGSC with Ms. Shambhavi Sharma, Government Pleader and Mr. Ayush, Mr. Vishal Ashwani Mehta and Ms. Anju Kaushik, Advocates with Major Anish Muralidhar, Indian Army.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **01.12.2025**

1. This hearing has been done through hybrid mode.
2. The present petition under Sections 10/11/12 of Contempt of Courts Act, 1971, read with Article 215 of the Constitution of India, seeks following prayers:-

“It is therefore, humbly prayed that this Hon'ble Court may kindly be pleased to summon the contemnors and necessary action may be initiated against them as per the law for committing contempt of this Court by non-compliance of final order dated 17.07.2025 passed by this Hon'ble Court in W.P(C) No. 15229/2024.

And/or

this Hon'ble Court may be pleased to pass any other order/direction which may be deemed fit and proper under the and circumstances of the case in the interest of justice.”



3. Learned counsel for the petitioner submits that *vide* order dated 23.11.2023 in OA 2427/2022, the learned AFT, Principal Bench, New Delhi, had passed the following directions:-

“3. Keeping in view the consistent stand taken by this Tribunal based on the law laid down by the Hon'ble Supreme Court in the case of Dharamvir Singh Vs.. Union of India and others (2013) 7 SCC 316 that Primary Hypertension may arise even in a peace area due to stress and strain of service, we see no reason not to allow the prayer of the applicant with regard to the disability Primary Hypertension, which has been assessed by the competent Medical Board @ 30%.

4. Accordingly, we allow this application holding that the applicant is entitled to disability element of pension @ 30% rounded off to 50% for life with effect from' the date of his discharge. All other claims stand rejected.

5. The respondents are directed to grant disability element of pension to the applicant @ 30% rounded off to 50% for life from the date of retirement i.e. g1.12.2021 in terms of the judicial pronouncement of the Hon'ble Supreme Court in the case of Union of India Vs. Ram Avtar (Civil Appeal No, 418/2012) decided on 10.12.2014.

6. Accordingly, the respondents are directed to calculate, sanction and issue necessary PPO to the applicant within four months from the date of receipt of copy of this order, failing which, the applicant shall be entitled to interest @ 6% per annum till the date of payment.”

4. Subsequently, the aforesaid judgment passed by the learned AFT was challenged before the learned Division Bench of this Court in W.P.(C) 15229/2024. *Vide* judgment dated 17.07.2025, while affirming the aforesaid order passed by the learned AFT, the learned Division Bench of this Court had observed as under:

“10. The reasons for our disinclination to interfere with the decision of the Tribunal are forthcoming in the individual



judgements passed by us, and we do not deem it necessary to burden this order by a reiteration thereof Suffice it to state that learned Counsel for the UOI, in these petitions, too, was unable to urge that these cases are not covered by our earlier decisions. 11. Following the aforesaid, all these writ petitions are dismissed. The petitioners are directed to implement the orders passed by the Tribunal within a period of eight weeks from today.”

5. Issue notice.
6. Learned counsel for the respondents accepts notice. Let a compliance report be filed before the next date of hearing.
7. List on 11.03.2026.

AMIT SHARMA, J

DECEMBER 01, 2025/sn/db