



\$~77

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

+ **W.P.(C) 1321/2025**

**SAT KUMAR THROUGH WIFE AND NEXT FRIEND
PREETI DEVI**

.....Petitioner

Through: Mr. Vivek Sheel, Ms.
Deepshikha & Mr. Anshul
Mahajan, Advs.

versus

UNION OF INDIA & ORS.

.....Respondents

Through: Mr. Amit Gupta, SPC with Mr.
Vidur Dwivedi, Adv. & Mr.
Devendra, Dy. JAG (ITBP)

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

03.02.2025

%

CM APPL. 6512/2025

1. Allowed, subject to just exceptions.

W.P.(C) 1321/2025

2. This petition has been filed by the petitioner, praying for a direction to the respondents to issue a final decision on the recommendations of the Review Medical Board and retire the petitioner from the service of Indo-Tibetan Border Police (ITBP), along with admissible terminal benefits, on account of physical unfitness under Rule 26 of ITBP Rules, within a time-bound manner.



3. The learned counsel for the respondents, who appears on advance notice, submits that a show cause notice dated 28.01.2025 under Rule 26 of the ITBP Rules has been issued to the petitioner to seek his response on the decision to prematurely retire the petitioner/board-out the petitioner. He further submits that the decision on the same shall be expeditiously taken by the respondents once the response from the petitioner is received.

4. The learned counsel for the petitioner submits, that the petitioner has no objection to being boarded out and, in fact, that has been his prayer right through.

5. The respondents must keep the above submission in mind and take an expedited decision on the show cause notice without further delay.

6. As far as the prayer of the petitioner for the supply of a copy of the court of inquiry proceedings is concerned, the petitioner is granted liberty to make this request to the respondents, which shall be considered by the respondents in accordance with law, within a period of eight weeks of the receipt of such request.

7. With the above directions, the petition stands disposed of.

NAVIN CHAWLA, J

SHALINDER KAUR, J

FEBRUARY 3, 2025/ab/kp

[Click here to check corrigendum, if any](#)