



\$~ 20

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

+ W.P.(C) 3262/2025, CM APPL. 15322/2025

UNION OF INDIA

.....Petitioner

Through: Ms. Anubha Bhardwaj, CGSC
with Ms. Muskan Narang, Adv.

versus

EX SGT SANDIP GOYAL

.....Respondent

Through: Mr. Durgesh Kumar Sharma,
Adv.

CORAM:

HON'BLE MR. JUSTICE C. HARI SHANKAR

HON'BLE MR. JUSTICE OM PRAKASH SHUKLA

JUDGMENT (ORAL)

%

12.12.2025

CM APPL. 15321/2025 (for exemption)

1. Exemption application allowed subject to all just exceptions.
2. The application stands disposed of.

W.P.(C) 3262/2025

3. The Union of India challenges an order passed by the Armed Forces Tribunal, whereby disability pension has been granted to the respondent.

4. The reasoning of the Release Medical Board¹ on the basis of which the respondent was disqualified is thus reproduced:

¹ "RMB" hereinafter



“An idiopathic disorder/life style related disorder. Onset Sep 2004 while posted in peace. Prior to onset individual served in peace stations only since 1990. No close time association with stress/strain of Fd/HAA/CIOPS service. Hence NANA in terms of para 43/47//14 of GMO (Ch. VI)”

5. It is also acknowledged in the RMB that at the time of his entry into the service, the aforesaid ailment was not present.

6. In cases involving identical recommendations of the RMB, this Court has *inter alia* in *Union of India v. Ex. SGT Manoj K L Retd*², *Union of India v. Rajveender Singh Mallhi*³ and *Union of India v. Koutharapu Srinivasa*⁴ cases upheld the order of the Armed Forces Tribunal and dismissed the petition of the Union of India.

7. To our knowledge, none of the said orders has been reversed or interdicted by the Supreme Court in any matter.

8. Accordingly, following the said decisions, this writ petition is dismissed.

9. Let the compliance to the order passed by the Armed Forces Tribunal be ensured within 12 weeks.

C. HARI SHANKAR, J

OM PRAKASH SHUKLA, J

DECEMBER 12, 2025/AT

² 2025 SCC OnLine Del 8442

³ 2025 SCC OnLine Del 3956

⁴ 2025 SCC OnLine Del 4292