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

+ **CONT.CAS(C) 1103/2025**

COMDT RAJ KUMAR ARORA

.....Petitioner

Through: Mr. Shivanshu Bhardwaj, Mr.
Asheesh Bhardwaj and Mr. Himanshu
Bhardwaj, Advocates.

versus

SHRI GOVIND MOHAN & ANR.

.....Respondents

Through: Ms. Shagun Shahi Chugh, SPC with
Ms. Nandita Mishra, Advocate for
BSF/UOI.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

06.11.2025

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1. This hearing has been done through hybrid mode.
2. The present petition under Article 215 of the Constitution of India, 1950, read with Section 12 of the Contempt of Courts Act, 1971, seeks the following prayers: -

“a. Take such coercive steps as required, including punishing the contemnors, to ensure the compliance of the order dated 19.03.2025 (Annexure C-1) passed in W.P.(C) 8005/2020; and/or
b. Initiate contempt proceedings against the contemnors for their wilful disobedience of the order dated 19.03.2025 passed in W.P.(C) 8005/2020, as they have failed to take any requisite steps for the compliance of the said order; and/or

To pass such other and further order, which this Hon’ble Tribunal deem fit and proper in the existing facts and circumstances of the case.”

3. Learned counsel for the petitioner submits that *vide* judgment dated 19.03.2025 passed in W.P.(C)s 8005/2020 & 7007/2020, titled as, Comdt. Raj



Kumar Arora & Anr. v. Union of India & Anr.”, the learned Division Bench of this Court had passed the following directions: -

“42. Therefore, we hold that the petitioners are entitled to have their seniority notionally re-fixed, placing them at par with their batch mates from the 16” batch. We therefore, direct the respondents to notionally re-fix the seniority of the petitioners only, in accordance with their merit position, alongside those who joined the BSF through SSB (CPO-91), without disturbing the seniority of Om Prakash Sharma. The petitioners are also entitled to all consequential benefits.”

4. Learned Special Panel Counsel for the respondents submits that *vide* order dated 18.08.2025 in SLP (Civil) Diary No. 37490/2025 against the aforesaid judgment dated 19.03.2025 preferred by the affected persons, following order has been passed by the Hon’ble Supreme Court: -

“Application for permission to file the petition is allowed.
Issue notice to the respondents.
Status quo regarding seniority list issued on 24.08.2004.”

5. In view of the above, learned counsel for the petitioner seeks leave to withdraw the present petition with liberty to revive the same subject to the outcome of the aforesaid SLP.

6. Leave and liberty granted.

7. The present petition is dismissed as withdrawn and disposed of accordingly.

8. Pending application(s), if any, also stands disposed of.

AMIT SHARMA, J

NOVEMBER 6, 2025/bsr