



2025:DHC:11898-DB



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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 19525/2025, CM APPL. 81484/2025 and CM APPL. 81485/2025

UNION OF INDIA AND ORSPetitioners
Through: Mr. Aksha Amritanshu, SPC
with Ms. Drishti Rawal, Mr. Abhay Nair,
Mr. Mayur Goyal and Mr. Sarthak
Srivastava, Advs.
Sgt Manish Kumar Singh and Sgt Mritunjay,
DAV Legal Cell Air Force

Versus

671430 EX WO PRAVIN KUMAR PAWARRespondent
Through:

CORAM:
HON'BLE MR. JUSTICE C. HARI SHANKAR
HON'BLE MR. JUSTICE OM PRAKASH SHUKLA

JUDGMENT (ORAL)
23.12.2025

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C. HARI SHANKAR, J.

1. This writ petition assails an order dated 24 April 2024 passed by the Armed Forces Tribunal¹ in OA 3044/2022 whereby the respondent's prayer for disability pension has been allowed.

2. Disability pension was sought on the ground that the respondent suffered from Primary Hypertension which was found to be 30% for



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life rounded off to 50%. The onset of the Primary Hypertension was 37 years after the respondent joined the service. No Primary Hypertension was noted at the time when the respondent was recruited.

3. The reasoning given by the Release Medical Board for holding that the respondent's Primary Hypertension was not attributable to or aggravated by service read thus:

“Primary Hypertension (Old) I10, Z09.0 – Metabolic disorder with onset in peace station (Bidar). There is no close time association with stress / strain of Field / CIOPS/HAA service. Hence, Neither Attributable nor Aggravated by service as per Para 43 of Chapter VI of GMO 2008.”

4. In 220 similar cases, in which the reasoning of the RMB is substantially the same, including *Union of India v. Ex. SGT Manoj K L Retd²* and *Union of India v. Rajveender Singh Mallhi³* as well as *Union of India v. Ex Sub Gawas Anil Madso⁴*, we have upheld the order of the AFT and dismissed the writ petition.

5. Those decisions apply, *mutatis mutandis*, to the present case.

6. We have not been informed that any of these decisions has been stayed or interfered with by the Supreme Court.

7. Mr. Aksha Amritanshu, learned SPC for the Union of India, fairly acknowledges that this dispute is entirely covered by the

² 2025 SCC OnLine Del 8442

³ 2025 SCC OnLine Del 3956

⁴ 318 (2025) DLT 711



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aforesaid decisions.

8. The writ petition is accordingly dismissed in *limine*.
9. Compliance with the order of the AFT be positively ensured within twelve weeks from today.

C. HARI SHANKAR, J.

OM PRAKASH SHUKLA, J.

DECEMBER 23, 2025

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