Serial No.04
REGULAR CAUSE LIST

HIGH COURT OF JAMMU & KASHMIR AND LADAKH AT JAMMU

(through Virtual Mode)

WP(C) 1534/2024 CM(3736/2024

UNION OF INDIA TH. SECRETARY MINISTRY OF DEFENCE, NEW DELHI AND OTHERS **…Petitioner/Appellant(s)**

Through: Mr. Vishal Sharma, DSGI with
Mr. Karan Sharma, CGSC

Vs.

JASWANT SINGH **...Respondent(s)**

Through: Mr. Chakshu Sharma, Advocate

CORAM:

HON'BLE THE CHIEF JUSTICE (ACTING)
HON'BLE MR. JUSTICE MOHD YOUSUF WANI, JUDGE

ORDER
02.09.2026

1. Impugned in this petition filed under Article 226 of the Constitution of India is the judgment dated 27th May, 2021 passed by the Armed Forces Tribunal, Regional Bench, at Jammu ["the Tribunal"] in O.A. No 289/2020 titled "*Jaswant Singh Vs. Union of India and others*".

2. Learned counsel appearing for the both the sides are *ad idem* with regard to the fact that the issue raised in this petition is no longer *res-integra* and is covered by the judgment of this Court dated 10th February, 2026 passed in WP(C) No. 1748/2024, titled "*Union of India and others vs. Sham Singh*" as also the

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judgment of this Court dated 9th April, 2026 passed in WP(C) No. 794/2024 titled "*Union of India and others Vs. Lakha Singh*".

3. Having heard learned counsel for the parties and perused the material on record, we are of the considered opinion that the issue raised in this petition by the Union of India is no longer *res-integra* and is wholly covered by the law laid down by this Court in the cases of *Lakha Singh and Sham Singh supra*. We, therefore, find no merit in this petition and the same is accordingly dismissed.

4. The petitioners are directed to process the case and pass final orders within a period of three months from the date a copy of this order is served upon them.

(Mohd Yousuf Wani) **(Sanjeev Kumar)**
Judge **Chief Justice (Acting)**

SRINAGAR:
02.09.2026
"ARIF"

HIGH COURT
JAMMU & KASHMIR AND LADAKH

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