



CWP-37149-2025

1

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

(234)

CWP-37149-2025

Date of Decision : March 10, 2026

Dharamveer

.. Petitioner

Versus

Union of India and others

.. Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI
HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. Navdeep Singh, Senior Advocate, with
Mr. Rajat Chauhan, Advocate, for the petitioner.

Ms. Bhavana Datta, Senior Panel Counsel,
for respondents No. 1 to 4-UOI.

HARSIMRAN SINGH SETHI J. (ORAL)

1. Learned Senior Counsel appearing on behalf of the petitioner submits that the issue raised in the present writ petition has already been decided by this Court while passing order in ***CWP No.26812 of 2025 titled as Raj Singh vs. Union of India and others, decided on 08.10.2025*** hence, the present writ petition be also disposed of in same terms.

2. Learned counsel appearing on behalf of respondents-UOI submits that the impugned order dated 17.01.2025 (Annexure P-1) passed by the Tribunal is perfectly valid and legal and therefore, the writ petition may kindly be dismissed.

3. We have heard learned counsel for the parties and have gone through the record with their able assistance.



CWP-37149-2025

2

4. The Tribunal has denied the claim of the petitioner on the ground that at the time of his discharge regulation of 2008 had come into force and therefore, the judgment in ***Dharamvir Singh vs. Union of India and others, (2013) 7 SCC 316*** to the effect that any disability incurred while in service will not be applicable as the same was passed on the basis of the Pension Regulations for the Army, 1961 (Part I), the claim has been rejected, which is incorrect. The same aspect was considered by this Court in ***Raj Singh's case (supra)*** and after considering all the facts, the benefit had been granted therein.

5. Learned counsel for the respondents-UOI has not been able to rebut the same in any manner.

6. Further, the Hon'ble Supreme Court of India in ***Civil Appeal (Diary) No. 14487 of 2023 titled as Union of India and others vs. Ex. HAV (ACP-1) Naresh Kumar, decided on 19.02.2025***, in somewhat circumstances, made ***Dharamvir Singh's case (supra)*** applicable for the grant of relief, which judgment has also gone un rebutted at the hands of the learned counsel for the respondents.

7. In view of the above, the present writ petition is allowed in terms of the order passed by this Court in ***Raj Singh's case (supra)***.

(HARSIMRAN SINGH SETHI)
JUDGE

March 10, 2026
harsha

(VIKAS SURI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No