$~38

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

\# **CNR No. DLHC010476902026**

\+ W.P.(C) 14666/2026 & CM APPL. 68592/2026

KAPIL DEV .....Petitioner

Through:

versus

UNION OF INDIA AND ORS .....Respondents

Through: Mr. Harsh Choudhary, CGSC with Mr. Divyansh Mishra, Ms. Nikita Sharma along with Mr. J.P Singh (AC), S.I Rohtash and Mr. Surender Singh CISF.

CORAM:
HON'BLE MR. JUSTICE NITIN WASUDEO SAMBRE
HON'BLE MR. JUSTICE SANJAY SHARMA

O R D E R

% 01.10.2026

1. Heard.

2. The writ petition can be conveniently disposed of for the following reasons:

a) It is the case of the petitioner that the issue involved herein already stands decided by a Division Bench of this Court *vide* judgment dated 21st May, 2026, delivered in W.P.C. 8154/2024 titled as '*Ashish Sharma v. Union of India and Ors.*' with connected matters. It is urged that the issue as regards the House Rent Allowance (HRA) has already been looked into by this Court in the said matter. It is urged that the said judgment, with equal force, is applicable to the facts of the present case.

This is a digitally signed order.
The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.
The Order is downloaded from the DHC Server on 07/10/2026 at 15:31:26

b) Learned counsel for the respondents seeks time to take instructions.

c) We are required to be sensitive to the judgment of the Apex Court in the matter of ***State of UP v. Arvind Kumar Srivastava***, (2015) 1 SCC 347.

d) It is a settled position of law that in service jurisprudence, once benefits are conferred on an employee, there need not be a separate order of the Court conferring similar benefits on other similarly placed employees as *ipso facto* such benefits are required to be extended.

3. In the aforesaid background, we deem it appropriate to dispose of the present petition with a direction to the respondents to consider the case of the petitioner in the light of the Division Bench judgement of this Court in the matter of *Ashish Sharma* (supra) with connected matters, decided on 21st May, 2026.

4. Let the decision taken thereon be communicated to the petitioner within 12 weeks from today.

5. The petition stands disposed of accordingly.

6. The pending application(s) also stands disposed of accordingly.

NITIN WASUDEO SAMBRE, J

SANJAY SHARMA, J

OCTOBER 1, 2026/*ASH*

This is a digitally signed order.
The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.
The Order is downloaded from the DHC Server on 07/10/2026 at 15:31:26