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

+ W.P.(C) 19811/2025

KT SHIBU NO 10166577M NKPetitioner

Through: Mr. U S Maurya, Mr. SS
Maurya, Advs.

versus

UNION OF INDIA & ORS.Respondents

Through: Ms. Avshreya Pratap Singh
Rudy, CGSC with Ms. Usha
Jamnal, Ms. Nyasa Sharma, Mr.
Ankit Khatri, Advs. with Major
Kanika Sharma Army.

CORAM:

HON'BLE MR. JUSTICE ANIL KSHETARPAL

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

% **16.04.2026**

1. Through the present Petition, the Petitioner seeks issuance of a writ in the nature of *Certiorari* for quashing the order dated 18.12.2025 [hereinafter referred to as 'Impugned Order'] passed by the Armed Forces Tribunal, New Delhi [hereinafter referred to as 'AFT'], whereby the prayer for interim relief was rejected.

2. In order to comprehend the issues involved in the present case, the relevant facts in brief are required to be noticed.

3. The Petitioner was boarded out from Army service on the ground that he was suffering from Alcohol Dependency Syndrome, Acute Pancreatitis and Type-2 Diabetes Mellitus. The said action has been assailed by the Petitioner before the AFT. *Vide* the Impugned Order, the AFT declined to grant interim relief. In the interregnum, the Petitioner stood discharged from service with effect from 31.12.2025.

4. Learned counsel representing the Petitioner submits that the



actual date of discharge is 31.01.2026 and not 31.12.2025.

5. Having considered the nature of relief sought, this Court is of the view that in matters arising from proceedings before the AFT, grant of interim relief at this stage would virtually amount to granting the final relief itself. Therefore, this Court is not inclined to exercise its discretionary jurisdiction for grant of such interim protection.

6. The present Petition is accordingly dismissed.

ANIL KSHETARPAL, J.

AMIT MAHAJAN, J.

APRIL 16, 2026

jai/shah