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

+ W.P.(CRL) 1248/2011

RAJ RANI MITTAL

..... Petitioner

Through Mr Ajay Bansal, Advocate

versus

STATE OF NCT OF DELHI & ORS

..... Respondent

Through Mr Pawan Sharma, St. Counsel for State.

Ms Lovely Jain, Adv. for R-3 & 4.

Mr Rajiv K. Garg for Mr. Rakesh Mittal.

CORAM:

HON'BLE MR. JUSTICE BADAR DURREZ AHMED

HON'BLE MS. JUSTICE VEENA BIRBAL

ORDER

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02.11.2011

By virtue of our order dated 29.09.2011, we had directed the Medical Superintendent of All India Institute of Medical Sciences to constitute a Medical Board in order to ascertain as to whether Mr Rakesh Mittal is suffering from any mental disorder. Pursuant thereto, the Medical Superintendent of All India Institute of Medical Sciences constituted a Medical Board consisting of the following persons:-

1. Dr. R.K. Chadha
Professor, Deptt. of Psychiatry
-Chairperson
2. Dr. Nand Kumar
Assoc. Professor of Psychiatry
-Member
3. Dr. Arvind Kushal
Department of Hospital Administration
-Member Secy.

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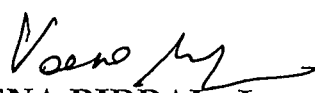
The Chairperson of the Medical Board was also given the option to co-opt members from other specialties, if required. Thereafter, the Chairman of the Medical Board co-opted Dr. Manju Mehta, Professor, Department of Psychiatry, as one of the members of the Medical Board.

The said Medical Board comprising of the aforesaid four members examined Mr Rakeh Mittal on 13.10.2011. He had been admitted in the Psychiatry ward (C-1) of AIIMS from 06.10.2011 to 13.10.2011 for observation. His physiological testing was also conducted. As per the said report dated 13.10.2011, based on observation of his behaviour in the ward, serial examinations, psychological testing and current examination, the opinion of the Board was that Sh Rakesh Mittal "does not show any evidence of a psychiatric illness".

In view of the clear and categorical finding that Mr Rakesh Mittal does not suffer from any psychiatric illness, he is free to decide whether where he wants to reside. No further directions are necessary in this writ petition.

The same stands disposed of.


BADAR DURREZ AHMED, J


VEENA BIRBAL, J

NOVEMBER 02, 2011
srb