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

+ W.P.(C) 11557/2016

BALIRAM SAH

..... Petitioner

Through: Mr.Ankur Chhibber, Adv.

versus

UNION OF INDIA & ORS

..... Respondents

Through: Ms.Shilpa Singh with Ms.Pragya
Srivastava & Ms.Soumya Kumar,
Advs. for R-2 & 3.

CORAM:

HON'BLE MS. JUSTICE INDIRA BANERJEE

HON'BLE MR. JUSTICE ANIL KUMAR CHAWLA

ORDER

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07.12.2016

This writ petition is directed against rejection of the candidature of the petitioner for appointment as Navik in the Indian Coast Guard on the ground of his height falling short of the requisite minimum height.

The minimum height required for appointment in the Indian Coast Guard as Navik is apparently 156 cms. According to the petitioner, his height is 158 cms. The petitioner claims that his height was found to be 158 cms. upon measurement at the All India Institute of Medical Sciences, New Delhi. According to the petitioner after he successfully cleared the written test, he had to take the Physical Efficiency Test, after which, he was enrolled as a Navik, and given registration No. NNG/LK/T/216/39648 and Batch No.02/2016.

This indicates that on measurement, the height of the petitioner was found to be at least 156 cms. as otherwise he would not have been cleared. As required, the petitioner reported for training at the INS, Chilka. At the INS Chilka, he was again medically examined after which his candidature was rejected on the ground of short height. A copy of the certificate of the OIC Recruitment Team is annexed to the writ petition as Annexure-P2. It indicates that the height was noted as 156 cms but 156 was struck out and thereafter 155.5 cms. was inserted.

Having regard to the interpolation in the final certificate and having regarding the fact that the petitioner was initially cleared after measurement of his height, we deem it appropriate to refer the petitioner to the Army Research and Referral Hospital, New Delhi for measurement of his height. The height of the petitioner shall be measured at the Army Research and Referral Hospital within two weeks and if the petitioner's height is found to be 156 cms. or above, the petitioner shall immediately within one week from the date of measurement, be allowed to resume training at INS Chilka.

The writ petition is accordingly disposed of

INDIRA BANERJEE, J

ANIL KUMAR CHAWLA, J

DECEMBER 07, 2016/gm