

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

CWP 10274 of 2020

Date of Decision: July 22, 2020

Neeraj Mor

.....Petitioner

Versus

Union of India and others

.... Respondents

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Harish Bhardwaj, Advocate
for the petitioner.

Mr. Anil Chawla, Advocate
for UOI.

FATEH DEEP SINGH, J. (Oral)

The matter has been taken up through video-conferencing on account of outbreak of pandemic COVID-19.

The present writ petition has been filed, *inter alia*, for issuance of a writ in the nature of certiorari to quash/set aside the impugned order (Annexure P-7) passed

by the respondents, Medical authorities in which they declared the petitioner medically unfit for the reason of Single Testicle.

The petitioner had applied for the post of Artificer Apprentice in the Indian Navy but vide impugned medical certificate (Annexure P-7) the petitioner was found to be medically unfit and declined consideration for the said post.

Learned counsel for the petitioner placed reliance upon order dated 28.08.2019 passed in CWP No. 23048 of 2019 by submitting that the present case has also been squarely covered under ratio as settled in the above said matter.

In view of above without adverting on to the merits of the case, the present case stands disposed off with directions to the respondents to conduct a fresh medical examination by constituting a Medical Board at All India Institute of Medical Science or Command Hospital Hissar or PGIMER, Chandigarh or at the Army Hospital Research and Referral Institute or any other institute, which the respondents may so wish.

Let needful be done within a period of two months from today. The petitioner shall bear all the expenses.

In case, the petitioner is found medically fit, then he would be given the benefit of his earlier selection and deputed for training, in accordance with law.

With these observations, the present writ petition is

disposed off.

July 22, 2020
amit rana

(FATEH DEEP SINGH)
JUDGE

Whether reasoned/speaking : Yes/No
Whether reportable : Yes/No