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

+ **W.P.(C) 13474/2021**

RAJ KUMAR YADAV AND ORS

..... Petitioners

Through **Mr.A.K.Mishra, Advocate.**

versus

UNION OF INDIA & ANR.

..... Respondents

Through **Mr.Gigi C George with Mr.Reshesh
M.Tripathi, Advocates.**

**Mr.Hemendra Singh, Law Officer,
BSF.**

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Date of Decision: 29th November, 2021

CORAM:

HON'BLE MR. JUSTICE MANMOHAN

HON'BLE MR. JUSTICE NAVIN CHAWLA

MANMOHAN, J. (Oral)

C.M.No.42482/2021

Exemption allowed, subject to all just exceptions.

Accordingly, the application stands disposed of.

W.P.(C) No.13474/2021

1. By way of the present petition, Petitioners seek promotion as well as payment of all the consequential benefits in accordance with a Division Bench judgment of this Court in *R C Mandi Vs UOI* , **W.P.(C) 361/2013** dated 28th February, 2013.

2. Learned Counsel for the Petitioners states that the Petitioners, who are constables with BSF have been deprived of promotion due to defective

colour vision. He states the Petitioners have made several representations to DG, Force Headquarters, but have not received any response.

3. Issue notice. Mr.Gigi C George, Advocate accepts notice on behalf of the Respondents. He states that the Respondents shall dispose of the representations filed by the Petitioners within twelve weeks.

4. Keeping in view the aforesaid, this Court disposes of the present writ petition by directing the Respondents to decide the representations filed by the Petitioners within twelve weeks by way of a reasoned order in accordance with law. Needless to state, the Respondents shall take into account the judgment of this Court in *R C Mandi Vs UOI* (supra). However, this Court clarifies that it has not commented on the merit of the controversy. The rights and contentions of all the parties are left open.

MANMOHAN, J

NAVIN CHAWLA, J

NOVEMBER 29, 2021
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