



\$~18

* IN THE HIGH COURT OF DELHI AT NEW DELHI

Judgment delivered on: 03.11.2023

+ W.P.(C) 12467/2023

MANISH NAILWAL

..... Petitioner

Versus

DIRECTORATE GENERAL
BOARDER SECURITY FORCE

..... Respondent

Advocates who appeared in this case:

For the Petitioner: Mr. Manoj Kumar Mishra & Mr. Sahadev, Advocates
through VC.

For the Respondent: Mr. Chiranjeev Kumar, SPC for UOI with Ms. Archana
Kumar, GP.

CORAM:-

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

HON'BLE MR. JUSTICE DHARMESH SHARMA

JUDGMENT

SANJEEV SACHDEVA, J. (ORAL)

1. Petitioner seeks a direction to the respondent to conduct a Review Medical Examination of the petitioner as was advised on 25.02.2023 when petitioner was found unfit in the detailed medical examination.

2. The date for Review Medical Examination was fixed on 28.02.2023, however, petitioner could not undergo the same on the ground that his mother was seriously unwell. He sent an e-mail requesting for rescheduling of the Review Medical Examination, however, the same was not done.



3. On 21.09.2023, respondent was directed to conduct a Review Medical Examination of the petitioner without prejudice to the rights and contentions of the parties.
4. Learned counsel for the respondent submits that Review Medical Examination of the petitioner was conducted and petitioner has been found fit. He submits that in accordance with the fresh medical report, further steps in the recruitment process shall be undertaken.
5. In view of the above, this petition is disposed of declaring the petitioner as medically fit for the purposes of the recruitment process. Petitioner shall participate in the further recruitment process as and when so required by the respondent.
6. In case, petitioner is found fit and qualifies based on his merit, appropriate consequential steps be also taken by the respondent.
7. Petition is disposed of in the above terms.

SANJEEV SACHDEVA, J

DHARMESH SHARMA, J

NOVEMBER 3, 2023/MR