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

+ **W.P.(C) 3993/2021, CM APPL. 12068/20210—I.dir.**

NITESH KUMAR

.....Petitioner

Through: **Mr. Ankur Chhibber & Mr.
Anshuman Mehrotra, Advs.**

versus

UNION OF INDIA AND ORS

.....Respondents

Through: **Mr. Vineet Dhanda, CGSC with Mr.
Abhishrut Singh, Advs.
S. Datta of CASB (Air Force)**

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

16.08.2024

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1. The petitioner has approached this Court under Article 226 of the Constitution of India assailing the decision of the respondents to declare him medically unfit for enrolment in the Indian Air Force for which he had applied pursuant the advertisement issued in December 2019 for recruitment of Airmen in Group 'X' and Group 'Y' trades in the Indian Air Force.
2. Learned counsel for the respondents, on instructions, submits that the very recruitment process initiated pursuant to the aforesaid advertisement stands cancelled. He, therefore, prays that the writ petition has been rendered infructuous and is liable to be dismissed on this ground alone.
3. In light of this plea of the respondents, once the very recruitment process stands cancelled we find no reason to examine the petitioner's plea



that he was wrongly declared medically unfit. We accordingly, dispose of the present petition by making it clear that the impugned decision of the respondents declaring the petitioner as medically unfit for enrolment in the Indian Air Force, will not come in his way, in any future employment.

REKHA PALLI, J

SHALINDER KAUR, J

AUGUST 16, 2024
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