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

\+ W.P.(C) 3623/2019 & CM APPL. 16595/2019 -Int. dir.

PRATAP SINGH BIST

..... Petitioner

Through: Dr. Krishan Mahajan, Adv.

versus

UNIVERSITY GRANTS COMMISSION

..... Respondent

Through: Mr.Manoj Ranjan Sinha, Adv.

CORAM:
HON'BLE MS. JUSTICE REKHA PALLI
HON'BLE MR. JUSTICE SAURABH BANERJEE

O R D E R

% 06.05.2024

1. The present petition under Articles 226 and 227 of the Constitution of India seeks to assail the order dated 16.11.2018 passed by the Central Administrative Tribunal (Tribunal) in Original Application (O.A.) no. 2131/2015. Vide the impugned order, the learned Tribunal has rejected the petitioner's prayer for quashing of the advertisement dated 16.02.2023 inviting applications for the post of Education Officer issued by the respondent in so far as the advertisement does not grant 5% relaxation in the post graduation marks to a physically handicapped candidate, at par with the SC/ST candidates.

2. Taking into account that it is the respondent's case that as per the applicable Recruitment Rules, no relaxation whatsoever in the minimum prescribed marks of 55% has been granted to even SC/ST candidates for appointment to the post of Education Officer, learned

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counsel for the petitioner seeks leave to withdraw the petition and submits that the petitioner will be filing a PIL seeking a direction to the UGC to take appropriate steps for granting relaxation in marks and making reservation for persons with disabilities in accordance with the mandate under the 'Rights of Persons with Disabilities Act', 2016.

3. In the light of the aforesaid, the writ petition is disposed of as not pressed by making it clear that in case the petitioner files any fresh petition or PIL for seeking the aforesaid relief, the same will be considered on its own merits.

REKHA PALLI, J

SAURABH BANERJEE, J

MAY 6, 2024
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