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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 6458/2024, CM APPLs. 26926/2024 & 26927/2024**
SUMER SINGH

..... Petitioner

Through: Mr. Sahil Mongia, Mr. Rahul Yadav,
Mr. Shahil Rao, Mr. Yash Yadav,
Mr. Abhishek Yadav and
Ms. Divya Sharma, Advs.

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Ms. Uma Prasuna Bachu, Sr. PC with
Mr. Rajat Rajoria, GP for UOI

AND

+ **W.P.(C) 6464/2024, CM APPLs. 26936/2024 & 26937/2024**
VIKASH NAGAR

..... Petitioner

Through: Mr. Sahil Mongia, Mr. Rahul Yadav,
Mr. Shahil Rao, Mr. Yash Yadav,
Mr. Abhishek Yadav and
Ms. Divya Sharma, Advs.

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Ms. Ritu Reniwal, Sr. PC with
Mr. Yashaswi SK, GP for UOI with
SI Prahalad and SI N.B. Thilak

CORAM:
HON'BLE MR. JUSTICE V. KAMESWAR RAO
HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

07.05.2024

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CM APPL. 26927/2024 (for exemption) in W.P.(C) 6458/2024
CM APPL. 26937/2024 (for exemption) in W.P.(C) 6464/2024

Exemption allowed subject to all just exceptions.

Applications are disposed of.

W.P.(C) 6458/2024, CM APPL. 26926/2024
W.P.(C) 6464/2024, CM APPL. 26936/2024

1. These applications have been filed by the petitioners with the following prayers:

W.P.(C) 6458/2024

“In the aforesaid facts and circumstances, it is most respectfully prayed that this Hon’ble Court may kindly be pleased to issue:

i. Issue a writ in the nature of certiorari and/or any other appropriate writ of the like nature and/or directions to quash and set aside the impugned letter dt. 27.12.2023 issued by the Respondent No. 3 to the Petitioner whereby the Respondent No. 3 mechanically referred the candidature of the Petitioner to the Standing Screening Committee solely on the ground that name of the Petitioner is reflected in some Final Report ignoring the settled law that such offences do not come within the meaning of moral turpitude & ensuing order(s) and/or directions to the Respondents permitting the Petitioner to continue to undergo medical examination and ongoing training for the post of Constable-cum-Driver in CISF and;

ii. A writ of mandamus and/or any other appropriate Writ of the like nature and/or directions to the Respondents to permit the Petitioner to continue to undergo medical examination and ongoing training for the post of Constable-cum-Driver in CISF and/or;

iii. Pass any such other or further order(s) in favour of the Petitioner as deemed fit in the given fact and circumstances and in the interest of justice.”



W.P.(C) 6464/2024

“In the aforesaid facts and circumstances, it is most respectfully prayed that this Hon’ble Court may kindly be pleased to issue:

i. Issue a writ in the nature of certiorari and/or any other appropriate writ of the like nature and/or directions to quash and set aside the impugned letter dt. 04.04.2024 issued by the Respondent No. 3 to the Petitioner whereby the Respondent No. 3 mechanically referred the candidature of the Petitioner to the Standing Screening Committee solely on the ground that the name of the Petitioner is reflected in some Final Report ignoring the factum that said case has been filed against the Petitioner by his wife and such charges imposed on the Petitioner and his family are just an exercise to falsely implicate all the relatives of the Petitioner along with the Petitioner in matrimonial disputes and ensuing order(s) and/or directions to the Respondents permitting the Petitioner to continue to undergo training in terms of their joining letter of an even date of 04.04.2024 for the post of Constable cum-Driver in CISF and;

ii. A writ of mandamus and/or any other appropriate Writ of the like nature and/or directions to the Respondents to permit the Petitioner to continue to undergo ongoing training in terms of the Petitioner’s joining letter dated 05.01.2024 for the post of Constable-cum-Driver in CISF and/or;

iii. Pass any such other or further order(s) in favour of the Petitioner as deemed fit in the given fact and circumstances and in the interest of justice.”

2. Our attention has been drawn to the order dated April 23, 2024, passed in the batch of writ petitions wherein this Court noting the fact that the case of the petitioners therein have been referred to the Standing Screening Committee to decide the correctness / antecedents of the



petitioners, who have submitted their documents to the respondents for appointment has disposed of the petitions by stating in paragraph 4 stated as under:

“4. Noting the said submission, we dispose of the writ petitions by stating that the Standing Screening Committee shall decide the correctness / antecedents of the documents produced by the petitioners, showing their proof in support of the fact that no case / FIR is pending against them, within eight weeks from today. Based on the decision of the Standing Screening Committee, further action shall be taken in accordance with law.”

3. Learned counsel for the petitioners submits that the similar order be passed in this case as well.

4. Accordingly, we dispose of the writ petitions by stating that the Standing Screening Committee shall decide the correctness / antecedents of the documents produced by the petitioners / petitioners, and communicate the decision within eight weeks from today as an outer limit. Based on the decision of the Standing Screening Committee, further action shall be taken in accordance with law.

5. The writ petitions are disposed of.

CM APPL. 26926/2024 in W.P.(C) 6458/2024
CM APPL. 26936/2024 in W.P.(C) 6464/2024

Dismissed as infructuous.

V. KAMESWAR RAO, J

GIRISH KATHPALIA, J

MAY 7, 2024/aky