



2024:DHC:9163-DB



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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(C) 16328/2024, CM APPL. 68783/2024, CM APPL. 68784/2024 & CM APPL. 68785/2024

GNCTD AND ORS & ANR.Petitioners
Through: Mr. Nishant Gautam, CGSC
with Ms. Sanjana Mehrotra, Mr. Mayank
Sharma, Mr. Ajay Kanojiya and Mr. Vinay
Kaushik, Advs.

versus

NARENDRA KUMARRespondent
Through: Mr. Rajesh Chauhan, Adv.

CORAM:
HON'BLE MR. JUSTICE C. HARI SHANKAR
HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA

ORDER (ORAL)
26.11.2024

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C. HARI SHANKAR, J.

1. This is one of batch of cases in which the Tribunal directed re-medical examination, following its earlier decision in *Teekaram Singh Meena v SSC*¹.

2. We have dealt with similar cases and laid down principles in which a fresh medical examination can be directed, in our decisions in *Staff Selection Commission v Aman Singh*² and *Staff Selection Commission v Amit Goswami*³.

¹ OA No.519/2024

² 2024 SCC OnLine Del 7600

³ 2024 SCC OnLine Del 7958



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3. We find that the Tribunal has not specifically adverted to the facts of the present case in the light of the said principles.
4. Accordingly, with consent of parties, the impugned order is quashed and set aside.
5. The OA stands remanded to the Tribunal for *de novo* consideration in accordance with law, keeping in mind the principles laid down in *Aman Singh* and *Amit Goswami*.
6. Let both the parties appear before the Tribunal on 10 December 2024.
7. This writ petition stands disposed of in the aforesaid terms.

C. HARI SHANKAR, J.

ANOOP KUMAR MENDIRATTA, J.

NOVEMBER 26, 2024

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Click here to check corrigendum, if any