



\$~2

*

IN THE HIGH COURT OF DELHI AT NEW DELHI

+

CONT.CAS(C) 410/2026

PRAFULL KUMAR

.....Petitioner

Through: Mr. Kailash, Advocate.

versus

UNION OF INDIA AND ORS.

.....Respondents

Through: Mr. Siddhartha Shankar Ray (CGSC)
along with Ms. Sonali Modi, Mr.
Mukul Dev, Advs. along with Major
Kanika Sharma.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

%

25.03.2026

CM APPL.16069/2026 (Exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CONT.CAS(C) 410/2026

3. The present petition has been filed by the petitioner alleging wilful disobedience of the directions contained in the order dated 20.01.2026 passed by this Court in W.P(C) 17224/2025. The operative directions therein are as under:

3. The counsel for the petitioner relies upon the report at page 56 of the paper book to contend that the prescription slip issued by सामुदायिक प्राथमिक स्वास्थ्य केंद्र, बिजनौर has depicted the height of the petitioner as 170.18 cms. translating it to 5 ft. 7 inches. Though the counsel for the respondents would justify the height measured by the respondent authorities, we are of the view given the height measured at the सामुदायिक प्राथमिक स्वास्थ्य केंद्र, बिजनौर; appropriate shall be in the facts, the height shall be again measured at the Military Hospital at Meerut under the zone of Army Recruiting Office, Meerut Cantonment within two weeks, to enable the parties based on the outcome of the measurement to be undertaken by the Military Hospital, to proceed in accordance with law.



4. Learned counsel for the respondents submits that in terms of the aforesaid directions, the measurement of the petitioner was carried out at the Military Hospital, Meerut and the outcome thereof has been set out in the communication dated 03.02.2026. The same reads as under:

“W.P.(C) No. 17224/2025 FILED BY PRAFULL KUMAR VS. UOI AND OTHERS IN DELHI HIGH COURT (REGN. NO. 47/8259)

1. Ref. Your office letter No. R/1401/Med dt 02 Feb 2026.

2. Height of the cndt. Prafull Kumar measured at A&E Dept of MH Meerut on 03 Feb 2026 at 1300 hrs is 169.5 cms.

This is for your info and necessary action please”.

5. As such, it cannot be said that there has been any wilful disobedience of the directions contained in Paragraph 3 of the order dated 20.01.2026.

6. The petitioner, however, is seriously aggrieved by the measurement exercise conducted in the Military Hospital. The petitioner shall be at liberty to agitate the same in the appropriate legal proceedings.

7. The present petition stands disposed of in the above terms.

SACHIN DATTA, J

MARCH 25, 2026/at