

No. 22012/106/2016-AIS-I
Government of India
Ministry of Personnel, Public Grievances and Pensions
Department of Personnel and Training

North Block, New Delhi
Dated: 13.04.2017

To,

Roll No. 146562
Shri Sanjenbam Sadananda Singh
A-157, Gandhi Vihar,
First Floor, Near Batra Cinema Hall,
Near GTB Metro Station,
New Delhi-110009.
(Through e-mail also)

Subject:- W.P. No. 873/2017 filed by UOI Vs Sanjenbam Sadananda Singh before the Hon'ble Delhi High Court against order dated 16.07.2016 passed by CAT, Principal Bench, New Delhi in O.A. No. 4373/2015 filed by Shri Sanjenbam Sadananda Singh.

With reference to the subject cited above it is stated that you were recommended by Union Public Service Commission (UPSC) for service allocation on the basis of Civil Services Examination (CSE) - 2014. However, Central Standing Medical Board (CSMB), Safdarjung Hospital declared you "*Unfit for Specific Services i.e. IPS, Group 'A' RPF and Group 'B' Police Services*" due to substandard height i.e. 159 cms.

2. You had preferred an appeal on 04.06.2015 for medical re-examination against the medical findings of the CSMB, Safdarjung Hospital. Accordingly your Appellate Board Medical examination was scheduled on 16.07.2015 at RML Hospital, New Delhi. However, you failed to appear before the Appellate Medical Board on 16.07.2015 at RML Hospital. It is further stated that the you had also preferred another appeal against the medical findings of CSMB, Safdarjung Hospital on 28.06.2015, but for this attempt your appeal was not allowed as per CSE Rules -2014, as the time limit of 7 days (extended up to 21 days for CSE-2014) to prefer an appeal was over, and the notice for the same was also placed on this Department's website on 15.07.2015. Accordingly, the medical findings of the CSMB, Safdarjung Hospital was considered final and you were allocated to IRS (IT) as per your rank, preference and medical status as per CSE Rules - 2014

3. However, you approached the Hon'ble CAT, Principal Bench, New Delhi with a prayer to direct the respondent No.1 i.e. DoPT to conduct re-medical examination with specific reference to his height. The Hon'ble Tribunal, vide order dated 16.07.2016, had passed the direction in the above mentioned O.A.:-

"We direct the respondents to conduct a re-medical examination of the applicant by considering his first appeal dated 04.06.2015, which was registered well within time. To that extent, as stated above, the O.A. is allowed. Needless to add that the consequences, if any, on the basis of the result of his re-medical examination to be held now, would be granted by the respondents to the applicant as a follow up, within three months from the date of receipt of a copy of this order. No costs."

4. Further, this Department filed a W.P. (C) 873/2017 challenging the order dated 16.07.2016 passed by CAT, Principal Bench, New Delhi in O.A. No. 4373 of 2015. However, the Hon'ble High Court has dismissed the above mentioned W.P. vide order dated 03.02.2017 stating therein, among others, as:-

"We clarify that this case has peculiar facts and, therefore, the decision of the Tribunal and of this Court has to be read in the light of the said facts."

The writ petition is dismissed. CM Nos. 3970-71/2017 are also dismissed. The Appellate Medical Board Examination will be fixed within a period of one month from the date a copy of this order is received and compliance be made."

5. The matter has been examined in consultation with Ministry of Law and in compliance of the Hon'ble Delhi High Court's order dated 03.02.2017, Appellate Board Medical Examination of Shri Sanjenbam Sadananda Singh , a CSE-2014 candidate (Roll No. 146562, Rank – 732) is accordingly scheduled as under:-

Date: 05.05.2017
Time: 09:00 AM
Place: The Chairman,
Medical Board,
Dr. Ram Manohar Lohia Hospital,
OPD, Room No.236, 2nd Floor, New Delhi-1.

6. Further, the candidate is advised to appear before medical board without fail.

7. All communication should be addressed to the undersigned by name by Registered/Speed Post/E-mail indicating the latest address of the candidate and Roll number assigned to him/her by UPSC. For updates on Medical Examination Results,

Service Allocation, and any kind of verification, candidates are advised to visit this Department's website <http://persmin/gov.in>.

Please acknowledge the receipt of this letter.



(Prem Chand)

Under Secretary to the Government of India

Tel: 23092695

E-mail: doais1@nic.in

Copy to:-

1. The Registrar, Central Administrative Tribunal, New Delhi, Principal Bench with respect to O.A. No. 4373/2015 filed by Shri Sanjenbam Sadananda Singh before the Hon'ble CAT, Principal Bench, New Delhi.
 2. The Registrar, High Court, New Delhi Bench - with respect to W.P. No. 873/2017 filed by this Department before the Hon'ble High Court, New Delhi Bench.
 3. The Chairman, Medical Board, Dr. Ram Manohar Lohia Hospital, OPD, Room No.236, 2nd Floor, New Delhi-1- with a request that necessary action to conduct Appellate Board Medical Examination of Shri Sanjenabm Sadananda Singh on 26.04.2017 (copy of Medical Examination Report for CSE-2014 is enclosed herewith).
 4. Shri H. K. Gangwani, Sr. Central Govt. Counsel with respect to O.A. No. 4373/2015 filed by Shri Sanjenbam Sadananda Singh before the Hon'ble CAT, Principal Bench, New Delhi.
 5. Shri Arun Bhardwaj, Central Govt. Standing Counsel, Ch 459, Delhi High Court, Office - I-8, L.G.F. Jangpura Extn. New Delhi - 110014 - with respect to W.P. No. 873/2017 filed by this Department before the Hon'ble High Court, New Delhi Bench.
 6. Ministry of Finance {CCA for IRS (IT)}, Section Officer (Admn.VI), D/o Revenue, CBDT, New Delhi - 110001 - with a request to intimate Candidate (via Academy if candidate is undergoing training) to appear for Appellate Board Medical Examination on scheduled date & time.
7. NIC, DoPT, North Block, New Delhi - for uploading on this Department's website.