



Writ Petition No.9571 of 2024

D.BHARATHA CHAKRAVARTHY. J.,

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It can be seen that the petitioner did not join service under the differently abled quota. However, a certificate was issued to him as differently abled person, on the ground of locomotive disability of 45%. When the petitioner was enjoying the allowance as a differently abled person, the respondent entertained doubt and referred the case of the petitioner to the Medical Board.

2.Upon reference, one Medical Board found that the percentage of disability of the petitioner as 25 %, which is below the threshold limit of 45 % and therefore, it is held that the petitioner will not be entitled for allowance payable to the differently abled persons and therefore the respondents directed cancelling of disability certificate. On such direction, again when the petitioner was referred to the Medical Board and his disability was assessed as 45 %. Even on the third reference, again the Medical Board assessed the disability as 45 %.

3.In that view of the matter, it appears from the records that the petitioner's disability certificate is valid till date. It says that the disability is 45 % which is above the threshold limit.

4.The learned Special Government Pleader is directed to get instructions and file counter if any, by 24.04.2024.

5.Post on 24.04.2024.

16.04.2024

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