

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

WP(C) No. 2611/2024

Vishal Singh

.....Appellant(s)/Petitioner(s)

Through: Ms. Kamini Thakur, Adv.

vs

Union of India and others

..... Respondent(s)

Through: Mr. Vishal Sharma, DSGI

Coram: HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE

ORDER
07.02.2025

1. The whole controversy hinges around the fact as to whether the petitioner is having disability of Colour Perception(CP)-IV. During initial medical examination conducted by the respondents, the petitioner was found to be suffering from disability of CP- IV and two other disabilities, however, during the review medication examination, it was found that the petitioner was suffering from disability of CP- IV only.
2. Ms. Kamini Thakur, learned counsel for the petitioner has relied upon the certificate issued by the Government Doctor, District Hospital Samba that the petitioner is medically fit and this certificate has been issued after taking note of the fact that the petitioner has been found to be suffering from disability of CP- IV during his medical examination by the respondents. Being conscious of the fact that the findings of the Medical Board as well as the Review Medical Board cannot be ignored while considering the contention of the candidate that he was not suffering from disability but in view of the peculiar facts and circumstances, this Court deems it proper to direct the respondents to get

the petitioner examined afresh for disability of CP- IV allegedly suffered by him by constituting a board of independent doctors including the specialist and their own medical experts. After the petitioner is examined, let a fresh report in this regard be filed by the respondents within four weeks.

3. List on 26.03.2025.

(RAJNESH OSWAL)
JUDGE

Jammu
07.02.2025
Rakesh

