

ITEM NO.27  
(PART HEARD)

COURT NO.13

SECTION XIV

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. 13947/2026

[Arising out of impugned final judgment and order dated 24-11-2025 in WPC No. 13162/2025 passed by the High Court of Delhi at New Delhi]

UNION OF INDIA & ANR.

PETITIONER(S)

VERSUS

SHUBHAM AGARWAL

RESPONDENT(S)

Date : 24-04-2026 This matter was called for hearing today.

CORAM :

HON'BLE MR. JUSTICE AHSANUDDIN AMANULLAH  
HON'BLE MR. JUSTICE R. MAHADEVAN

For Petitioner(s) :Mr. S.D. Sanjay, A.S.G.  
Mr. Divyam Agarwal, Adv.  
Mr. Abhishek Karnik, Adv.  
Ms. Disha Thakkar, Adv.  
Mr. Manish, Adv.  
Mr. Yogesh Vats, Adv.  
Mr. Santosh Ramdurg, Adv.  
Mr. Shreekant Neelappa Terdal, AOR  
Mr. Shubham Prakash Mishra, Adv.  
Mr. Akshat Agrawal, Adv.

For Respondent(s) :Mr. Rahul Kaushik, Sr. Adv.  
Mr. Mohd. Zahid Hussain, AOR  
Mrs. Bhuvneshwari Pathak, Adv.  
Mr. Shivam Parashar, Adv.  
Mr. Naman Kamboj, Adv.  
Ms. Kajvi Gupta, Adv.

O R D E R

Heard Mr. S.D. Sanjay, learned Additional Solicitor General for the petitioners and Mr. Rahul Kaushik, learned Senior Counsel for the respondent at length.

2. The controversy has travelled for far too long. The simple issue is whether the respondent suffers from a hearing disability of such degree which would make him eligible to be considered for appointment under the Civil Services Examination, 2024, conducted by the Union Public Service Commission-petitioner no.2.

3. It appears that there are five medical reports on record; two issued by the Board officially constituted and three produced by the respondent. There is variance among the reports and with regard to the two official reports, the variance is from 1% to 67%.

4. At the end of the hearing, both sides agreed that they will leave it to this Court to constitute a Medical Board for a final assessment with regard to the degree of permanent hearing impairment, which the respondent suffers from.

5. Accordingly, we direct the Dean, Rajiv Gandhi Government General Hospital, Chennai, to constitute a Board of ENT Specialists/Audiologists having expertise in

the field of hearing disability. The said Board shall consist of, at least three eminent experts in the field. Learned ASG shall ensure that this order is placed before the Dean, Rajiv Gandhi Government General Hospital, Chennai, within ten days. The Dean of the said hospital shall thereafter constitute the Board and fix a date, which shall be communicated to petitioner No.2-UPSC, which in turn shall communicate the same to the respondent, whose details, including phone number (with Whats app facility), email ID, etc. may be provided today itself to the learned ASG by the learned counsel for the respondent.

6. The Dean, Rajiv Gandhi Government General Hospital, Chennai, is requested to ensure that the Board is constituted of eminent persons in the field concerned and that they are also persons of unimpeachable integrity.

7. The respondent shall be given, at least, a week's notice, indicating the date, time and place at which he is required to appear before the Board. Upon his appearance on the said time, date and place, the examination shall be conducted and the report be submitted by the Dean, Rajiv Gandhi Government General Hospital, Chennai, in a sealed cover to the learned ASG, who in turn shall submit the same to this Court. The

said exercise shall be completed positively within one month from today.

8. List on 22.05.2026.

9. Interim order passed by this Court on 16.04.2026 to continue till the next date of listing.

(POOJA SHARMA)  
AR-CUM-PS

(ANJALI PANWAR)  
ASSISTANT REGISTRAR