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***IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 2599/2018

NPRD

..... Petitioner

Through : Ms. Swati Sood, Adv.
versus

UPSC & ORS

..... Respondents

Through : Mr. Naresh Kaushik, Mr.
Devik Singh and Mr. Akas
Mahpatra, Advs. for R-1.
Ms. Anumita Chandra, Adv.
for Mr. Sanjeev Narula,
CGSC for UOI/R-2 & 3.

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE

HON'BLE MR. JUSTICE C.HARI SHANKAR

ORDER

% **03.04.2018**

1. Issue notice to show cause as to why rule *nisi* be not issued.
2. Mr. Naresh Kaushik, Advocate accepts notice on behalf of the respondent no.1. Ms. Anumita Chandra, Advocate accepts notice on behalf of the respondent nos.2 and 3.
3. On oral request of Ms. Swati Sood, ld. counsel for the petitioner, we direct impleadment of Government of NCT of Delhi through Secretary, Department of Social Welfare.
4. Mr. Anuj Aggarwal, Additional Standing Counsel, who happens to be present in court, has been requested to accept the notice on behalf of the newly added respondent, who accepts the

same. Let a copy of this petition be furnished to him during the course of the day.

5. We find that the name of the petitioner has been incorrectly described using an acronym. Let an amended memo of parties be filed by the petitioner before the next date.

6. This writ petition makes a grievance that the reservation policy of the government fails to effectuate the legislative mandate, as contained in Sections 33 and 34(d)(e) of the Rights of Persons with Disabilities Act, 2016 and therefore, has completely ignored the mandatory reservation which has to be effected for the persons who would be covered under Section 34(d)(e) of the enactment.

7. The issue raised is of seminal importance. Let the matter be placed before the Secretary, Department of Personnel and Training and the Secretary, Ministry of Social Justice and Empowerment who shall ensure that a view is taken and incorporated in the counter affidavit. A similar exercise shall be undertaken by the Secretary (Services), Department of Social Welfare and accordingly a counter affidavit shall be filed. Counter affidavits shall be filed within eight weeks from today. Rejoinder thereto, if any, be filed before the next date.

8. List on 16th July, 2018.

ACTING CHIEF JUSTICE

C.HARI SHANKAR, J

APRIL 03, 2018/aj

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