

ITEM NO.10

COURT NO.12

SECTION XIV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 29949/2026

[Arising out of impugned final judgment and order dated 07-02-2026 in WPC No. 1339/2026 passed by the High Court of Delhi at New Delhi]

BAHUBALI N. SHETTI

Petitioner(s)

VERSUS

ALL INDIA INSTITUTE OF MEDICAL SCIENCES & ANR.

Respondent(s)

IA No. 209511/2026 - CONDONATION OF DELAY IN FILING, IA No. 209513/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS AND IA No. 209512/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 10-08-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA
HON'BLE MR. JUSTICE SHREE CHANDRASHEKHAR

For Petitioner(s) :

Mr. Akshay Bhandari, AOR
Mr. Manu Jain, Adv.
Mrs. Shriya Gilhotra, Adv.

For Respondent(s) :

Mr. Nishit Agrawal, AOR
Mr. Shrey Kapoor, Adv.
Ms. Kanishika Mittal, Adv.
Ms. Deepti Rathi, Adv.
Mr. Utkarsh Pandey, Adv.

UPON hearing the counsel the Court made the following

O R D E R

1. Delay condoned.
2. At the outset, learned counsel for the petitioner submits that the petitioner is giving up his claim to the subject Senior

Resident seat in Ophthalmology however, he submits that the finding recorded by the Tribunal in its order dated 13.01.2026 Original Application No. 4242 Of 2024 that the Economically Weaker Section (EWS) certificate obtained by the petitioner is false and fabricated, may not be proper and the same will be stigma for the petitioner through out the life.

3. Having gone through the material papers available in the SLP paperbooks, we are of the view that even if the EWS certificate was not in accordance with law, the petitioner had no intent to mislead the Authority. Therefore, the observations that the EWS certificate of the petitioner was false and fabricated, stands deleted. Rest of the order shall remain intact.

4. With the aforesaid observations, the Special Leave Petition is disposed of.

5. If the petitioner applies for experience certificate for the period having worked as senior resident in the authority-AIIMS, Delhi, the same shall be considered by the authority-AIIMS, Delhi.

6. Pending application(s), if any, shall stand disposed of.

(NISHA KHULBEY)
COURT MASTER(SH)

(AKSHAY KUMAR BHORIA)
COURT MASTER(NSH)