

GAHC010004472026



undefined

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/413/2026

BAHARUL ISLAM
S/O ABDUL KALAM, VILL. PAKABETBARI, P.O. JARABARI, P.S. BARPETA,
DIST. BARPETA, ASSAM.

VERSUS

THE UNION OF INDIA AND 5 ORS
REPRESENTED BY ITS SECY. MINISTRY OF PERSONNEL, PUBLIC
GRIEVANCES AND PENSIONS, DEPTT. OF PERSONNEL AND TRAINING
GOVT. OF INDIA, NORTH BLOCK, NEW DELHI 110001

2:THE STAFF SELECTIO COMMISSION

REPRESENTED BY ITS SECY. BLOCK NO. 12
CGO COMPLEX
LODHI ROAD
NEW DELHI 110003

3:THE REGIONAL DIRECTOR (NER)
STAFF SELECTION COMMISSION
HOUSEFED COMPLEX
ASSAM
DISPUR
GUWAHATI 06

4:THE DIRECTORATE GENERAL
CRPF (RECRUITMENT BRANCH) EAST BLOCK 07
LEVEL 4
SECTOR 01
R.K. PURAM
NEW DELHI 110066

5:THE PRESIDING OFFICER

CT/GD RECRUITMENT EXAM
2025 RECRUITMENT BOARD
CRPF GUWAHATI AMERIGOG
GUWAHATI
ASSAM 781023

6:THE PRESIDING OFFICER

REVIEW MEDICAL EXAMINATION BOARD 2
CT/GD EXAM 2025 CENTRE CAPFS CH BSF PATGAON
GUWAHATI
ASSAM
78102

Advocate for the Petitioner : MR. A M KHAN, MD. S ALI,MR T T MONI

Advocate for the Respondent : DY.S.G.I., MRS S BARUAH (C.G.C)

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

27.02.2026

Heard Mr. A.M. Khan, learned counsel for the petitioner. Also heard Ms. S Baruah, learned CGC for all the respondents.

2. This writ petition is filed by the petitioner challenging his rejection on medical grounds in respect of the selection process to which the petitioner subjected himself in response to the recruitment notice dated 05.09.2024 issued by the respondent authorities for selection and appointment to the post of Constable (GD) in CAPF/SSF/Riflemen (GD) in Assam Rifles and Sepoy in the Narcotics Control Bureau.

3. It is the case of the petitioner that his rejection by the Review Medical Board on the ground of abnormality due to Pectus Excavatum and Lumbar Scoliosis. The petitioner subjected himself to further medical examination before the Fakhruddin Ali Ahmed Medical College & Hospital, Barpeta and the Hayat Hospital, Guwahati. These reports are enclosed to the petitioner suggests that there is no significant abnormality. However, it does not rule out the presence of Pectus Excavatum and Lumbar Scoliosis. The opinions of the civilian authorities also do not specifically opined that the petitioner's medical conditions will not be a handicapped for the petitioner to render services for the post of Constable in CAPFs. These opinions which are enclosed are individual opinions of the respective medical authorities where the corresponding opinions rendered by the Review Medical Board are not being referred to or being opined to be contrary to the radiological and clinical findings as may have been arrived at by the Civilian Medical Authorities.

4. Under such circumstances, this Court at this stage is not inclined to

entertain the claims made by the writ petitioner.

5. The decision of the medical board of the Review Medical Board is an authority constituted by the respondents for examination of the fitness of the candidates for being recruitment and employed in the post of Constables in pursuant to the recruitment notice. These medical officers are competent to decide whether the medical conditions of a candidate would be suitable or unsuitable for being recruited in this post. There being no parameters before the Court to decide on the correctness of each of these medical opinions rendered by medical specialist, and more particularly where the civilian medical authorities in their medical opinion have not rendered any opinion that the conclusions arrived at by the Medical Board or by the Review Medical Board of the respondent authorities are contrary to the clinical and pathological findings, no interference is called for.

6. Accordingly, the writ petition stands dismissed to the above extent.

JUDGE

Comparing Assistant