



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.454 of 2015

Dambarudhar Bernal* *Petitioner

Mr. Trilochan Nanda, Advocate

-versus-

***State Administrative Tribunal, Cuttack Bench,
Cuttack and others* *Opp. Parties***

Mr. Partha Sarathi Nayak, AGA

CORAM:

**THE HON'BLE MR. JUSTICE S.K. SAHOO
THE HON'BLE MR. JUSTICE S.S. MISHRA**

ORDER

14.11.2025

Order No.

12.

This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

On the previous hearing on 10.09.2025, we have passed a detailed order. The State Government was asked to obtain instruction as to whether even after completion of the probation period and required training, the petitioner could have been discharged from the service on the ground of medical unfitness.

Mr. Nayak, learned Additional Government Advocate appearing for the State submits that an incumbent could be removed from service even after completing the basic course of training and probation period successfully for want of non-completion of Anti Extremist Training (AET) course. He relies upon Order-14 of The India Reserve



Battalion Service (Method of Recruitment and Conditions of Service of Constables) Order, 2006, which reads thus:

"14. Training :

A candidate, on being selected and appointed as Constable, shall have to undergo the training of 9 months duration at designated Police Training Institutions and any other specialized training required for the job, as decided by the D.G. and I.G. of Police. If the person is found physically unfit during the period of training, he shall be discharged from the service. In case he is declared 'failed' in the examination at the end of the training, he will be allowed one more chance to appear in the next examination, without having to repeat the training. If he is again declared 'failed', he shall be discharged from the service."

He submits that every Constable like the petitioner has to undergo not only the basic training but also a specialized training required for the job to be decided by the D.G. & I.G. of Police. Although the petitioner has completed the basic training, but he could not complete the specialized training as contemplated in Order-14 due to his physical unfitness. Therefore, under Order-14, he has been discharged rightly.

However, on the face of it, it appears that the said order only deals with the training of nine months duration at the designated Police Training Institutions, which the petitioner has completed. However, so far as the specialized training required for the job is concerned, there is no such specific mention in the aforesaid order.

Therefore, let an affidavit be filed clarifying this issue, which was mentioned in the order dated 10.09.2025 by a responsible Officer of the State.



Put up this matter on 01.12.2025 serving a copy of the same to the learned counsel for the petitioner.

(S.K. Sahoo)
Judge

(S.S. Mishra)
Judge

Subhasis