

W.P.A. 27728 of 2025

**Shibdas Mondal
Vs.
Union of India & Ors.**

Mr. Debasish Kundu
...for the Petitioner

Mr. Rivu Dutta
Mr. Piyas Chowdhury
Mr. Rhitam Chatterjee
...for the Respondents

1. Affidavit of service filed on behalf of the petitioner is taken on record.
2. Petitioner participated in the selection test for being appointed as Constable (GD) in Central Armed Police Forces (CAPFs). In the medical test petitioner was declared unfit assigning reason that petitioner is suffering from Deviated Nasal Septum (DNS).
3. However, petitioner has relied upon medical certificates issued by the medical expert of M.R. Bangur Hospital dated 21st November, 2025 and the medical certificate dated 22nd November, 2025 issued by Assistant Professor of IPGMER and SSKM Hospital. According to the petitioner, medical experts of M.R. Bangur Hospital and SSKM Hospital opined that

petitioner is not suffering from Deviated Nasal Septum.

4. Based on these two other medical certificates dated 21st November, 2025 and 22nd November, 2025, it is contended that opinion of medical experts at the time of medical examination on 20th November, 2025 is incorrect.
5. Question is whether petitioner is suffering from Deviated Nasal Septum (DNS) or not. In order to obtain opinion of an independent medical expert, this Court finds it fit to direct Head of ENT, Kalyani AIIMS to medically examine the petitioner and submit a report before this Court on the next date.
6. Petitioner is directed to communicate this order to the Registrar, Kalyani AIIMS by 10 days from date and on receipt of order petitioner shall be medically examined by 3 (three) weeks thereafter.
7. List the matter under the same heading for further consideration on 15th January, 2026.
8. Right of the petitioner to be considered for appointment in the post of Constable (GD) shall abide by the result of this writ petition.

(Saugata Bhattacharyya, J.)