

05-03-2026
Item No.20
Subrata
Bhattacharyya
AR(C)

IN THE HIGH COURT AT CALCUTTA

Constitutional Writ Jurisdiction

Appellate Side

WPA No.2362 of 2026

Prabhash Kumar Jha

-vs-

Union of India & Ors.

Mr. Prabir Kumar Ghosh

Ms. Kalpana Singhania ...for the petitioner

Ms. Chandreyi Alam

Mr. Subhajit Das ...for the Union of India

1. The petitioner participated in the recruitment process for the post of Religious Teacher (Junior Commission Officer) in the Indian Army. The medical standards required for such recruitment included robust physique and mental health, specific dimension of chest and other standards.
2. The petitioner was medically tested and he was found with the disability of (1) poor dental hygiene, (2) black hairy naevus (left), (3) healed perforated tympanic membrane, left ear and (4) visual acuity lower than 6/36 etc.
3. The petitioner, being aggrieved by the medical test result got himself medically tested thereafter in the eye department of M.R. Bangur Super Speciality Hospital, Kolkata and relies upon the report given by the doctor of the said hospital mentioning the power of the eye.
4. It has been submitted that the examination conducted by the recruiting authority is faulty. Prayer has been made for re-examination of his eyes.
5. Learned counsel for the Union of India relies upon

- the eligibility criteria, physical and medical standards prescribed in the notice of recruitment.
6. Upon hearing the submission made on behalf of the parties and on perusal of the documents annexed to the writ petition, it appears that the petitioner sought for recruitment as a civilian in the Indian Army. There are certain parameters to be taken into consideration for selection of a candidate. Medical examination is one such procedure which a candidate has to undergo for obtaining recruitment.
 7. The petitioner was medically checked and as many as four disabilities were detected. The petitioner only refers to the faulty eye examination. The petitioner has not made any submission with regard to the other three disabilities that were detected.
 8. As the petitioner was medically checked up by the competent authority of the Army and found to be medically unfit for the job, accordingly, the prayer of the petitioner seeking re-examination can be allowed. The recruitment authority is the best person to decide upon the suitability of a candidate. The Court, usually, ought not to interfere with such examination unless and until palpable illegality is pointed out.
 9. There may be several other similarly placed candidates who may have been found to be medically unfit. If the prayer of the petitioner for re-examination is allowed, then similar prayer from other disqualified candidates may reach the Court.
 10. The recruitment process has long ended. At this stage, there is hardly any scope to entertain the prayer of the petitioner.
 11. The writ petition fails and is hereby dismissed.

12. All parties are to act on the server copy of this order duly downloaded from the official website of this Court.
13. Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]