25.11.2026

Sl. no. DL/16
Court No. 18

Asraf, A.R.(Ct.)

In the High Court at Calcutta

Constitutional Writ Jurisdiction

Appellate Side

Case No.

WPA 30896 of 2026

In the matter of :

AMIT GHOSH

... Petitioner

VS.

UNION OF INDIA & ORS.

... Respondents

For the Petitioner :

Mr. Ujjal Ray
Mr. Sk. Abdur Rahim

... Advocates

For the Respondents / UoI :

Mr. Anil Kr. Gupta
Mr. Ashok Halder

... Advocates

1. Affidavit of service filed in Court today be taken on record.

2. The petitioner is presently employed as a Head Constable of the Railway Protection Force (hereinafter, “RPF”).

3. The petitioner had in the course of his duties suffered some injuries, resulting in amputation of the thumb on his left hand.

4. In consonance with the prevailing circulars and guidelines, the petitioner was rested from discharging active duties for a while and was thereafter considered to be fit and was reposted as the Head Constable.

5. The petitioner is aggrieved that he has been retained in the same category and reposted as a Head Constable, since he is physically not in a

position to discharge his duties, which includes use of a fire-arm, given his medical condition.

6. In the meanwhile, during the pendency of the writ petition, by a communication dated 20th November, 2026, which is placed by the learned advocate for the petitioner and the same is kept with the record, the petitioner has been asked to report today, i.e., 25.11.2026 to the concerned authority to update and discuss the writ petition filed by him.

7. If indeed the petitioner is unable to use a fire-arm, which appears to be so from the pictures appended to the writ petition, it would be improper to put the petitioner on active duty as a Head Constable in a disciplined force, such as the RPF.

8. It is absolutely imperative that the petitioner be re-examined by a newly constituted divisional medical committee to deliberate and come to a definite finding regarding his physical condition and particularly to ascertain whether the petitioner is in a position to discharge active duty as a Constable, which will require use of a fire-arm.

9. In view thereof, the respondent authorities are directed to constitute a divisional medical committee to examine the petitioner and to come to a finding whether the petitioner is fit to

discharge active duty as a Constable/Head Constable in the forces.

10. This entire exercise should be completed within a period of 12 weeks from the date of communication of this order.

11. The petitioner will be entitled to present requisite documents including earlier opinions or recommendations of the duly constituted medical board regarding his medical condition to the divisional medical committee to be constituted.

12. The petitioner will be placed in the post depending on his medical condition, as will be opined.

13. With the aforesaid directions, the instant writ petition stands disposed of.

14. All parties shall act on the basis of server copy of this order duly downloaded from the official website of this Court.

(Reetobroto Kumar Mitra, J.)