



सत्यमेव जयते

न्यायालय मुख्य आयुक्त

COURT OF CHIEF COMMISSIONER FOR PERSONS WITH DISABILITIES (DIVYANGJAN)

दिव्यांगजन सशक्तिकरण विभाग / Department of Empowerment of Persons with Disabilities (Divyangjan)

सामाजिक न्याय और अधिकारिता मंत्रालय / Ministry of Social Justice and Empowerment

भारत सरकार/ Government of India

Case No. CCPD/15625/1011/24

Dated: 16/03/2026

Case no. CCPD/15625/1011/2024

In the matter of:

Shri Omprakash Dayal

...Complainant

Versus

The Chairman,

Railway Recruitment Board, Ahmedabad

...Respondent No. 1

The Secretary,

Railway Board, New Delhi

...Respondent No. 2

The General Manager,

Eastern Railway, Kolkata

..Respondent No. 3

## RECORD OF PROCEEDINGS

### 1. Hearing:

5वीं मंजिल, एनआईएसडी भवन, प्लॉट न०. जी-2, सेक्टर-10, द्वारका, नई दिल्ली-110075; दूरभाष: 011-20892364, 20892275  
5th Floor, NISD Building, Plot No.G-2, Sector-10, Dwaraka, New Delhi-110075;Tele# 011-20892364,  
20892275

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(पया भविष्य मे पत्राचार के लिए उपरोक्त फाईल/केस संख्या अवश्य लिखे)

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1.1 A hearing was conducted on **29.10.2025** in hybrid mode, wherein the following parties/representatives were present:

Sl. No.	Name & Designation of the Parties/Representatives	On Behalf of	Mode of Attendance
1.	Sh. Om Prakash Dayal,	Complainant	Online
2.	Sh. Sudesh Pal Malik, Advocate	Respondent	Online

## 2. Proceedings During the Hearing:

2.1 At the outset, it was informed that an email had been received from the Railway Recruitment Board (RRB), Ahmedabad, stating that the recruitment process in question had been conducted under the authority of the General Manager, Eastern Railway, Kolkata, and requesting that their name be removed from the list of respondents.

2.2 The Court noted that the complaint concerned the rejection of the Complainant on medical grounds during the recruitment process. The Complainant, a person with 60% locomotor disability in his left lower limb, had successfully cleared the Computer-Based Tests (CBT-I and CBT-II) conducted under the recruitment examination but was declared medically unfit due to haemophilia.

2.3 The Court observed that the Complainant's disability certificate did not mention haemophilia and that the ground of rejection appeared inconsistent with the certificate issued by the competent medical authority.

2.4 The Complainant confirmed that he had not been suffering from haemophilia and had never been treated for such a condition. He submitted that the medical board had wrongly recorded this observation and declared him unfit despite his locomotor disability being within the permissible range for the advertised post.

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2.5 The respondents were asked whether the review medical board had been constituted and whether a re-examination had been conducted in compliance with the earlier directions. Respondent no. 3, the General Manager, Eastern Railway, had submitted a written response, wherein It was stated that a review of the special medical board's recommendation dated 8 August 2024 had been requested and that advice from the Principal Chief Medical Director had been received on 16 August 2024.

2.6 It was further noted that on 20 August 2024, the Railway authorities had requested the processing of the review board examination at BRC Hospital, with the date to be communicated to the Complainant, but no further action or confirmation had been received thereafter.

2.7 The Court pointed out that the issue involved an inconsistency between the classification of disability under Section 34 of the RPwD Act and the categories recognized in the recruitment notification, particularly regarding the inclusion of haemophilia and locomotor disability under different schedules. The Court observed that the case had been pending for over 1.5 years and that, despite repeated notices, the respondents had failed to submit a complete and conclusive reply or to finalize the review medical process. The Court stated that the respondents should have initiated a detailed examination of these issues earlier, instead of allowing prolonged delay without resolution.

2.8. The Court observed that the respondents had failed to adhere even to their own stated timeline for reviewing the medical examination. Considering the delay and procedural lapses, the Court allowed a final opportunity to the respondents to furnish a comprehensive and concrete response addressing all relevant legal and procedural issues, particularly those concerning the definition and categorization of disabilities under the RPwD Act, 2016. The Court directed the respondents to submit their written submissions along with supporting documents, including the status of the review medical examination and the final decision taken on the Complainant's candidature, within 2 weeks from the date of issuance of this record of proceedings. A copy of the written response is to be shared with the Complainant, who may file a rejoinder within one week thereafter.

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3. This is issued with the approval of the Commissioner for Persons with Disabilities.

**Yours faithfully,**

**(Praveen Prakash Ambashta)**  
**Dy. Chief Commissioner**

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