

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) Nos. 4270-4271/2022
(Arising out of impugned final judgment and order dated 23-02-2022
in DBSAW No. 429/2022 and DBSAW No. 430/2022 passed by the High
Court of Judicature for Rajasthan at Jaipur)

ANKIT SHARMA & ORS. ETC.

Petitioner(s)

VERSUS

RAJASTHAN PUBLIC SERVICE COMMISSION & ORS. ETC.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.34749/2022-EXEMPTION FROM FILING
O.T.)

SLP (C) Diary No. 7144/2022

(FOR ADMISSION and I.R. and IA No.37681/2022-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT and IA No.37680/2022-EXEMPTION FROM
FILING O.T. and IA No.37679/2022-PERMISSION TO FILE PETITION
(SLP/TP/WP/..))

[TO BE TAKEN UP ALONG WITH ITEM NO. 22 I.E. SLP(C) No.4270-
4271/2022]

Date : 14-03-2022 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE K.M. JOSEPH
HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Mr. Gurukrishna Kumar, Sr. Adv.
Mr. Ankit Acharya, AOR
Mr. Tushar Panwar, Adv.
Mr. Anant Tak, Adv.

Ms. Pratiksha Sharma, AOR
Mr. Shivanker Behar, Adv.

For Respondent(s) Dr. A. M. Singhvi, Sr. Adv.
Mr. V. Giri, Sr. Adv.
Mr. Anish Maheshwari, Adv.
Mr. Yuvraj Samant, Adv.
Ms. Neha Amola, Adv.
Mr. Samir Malik, AOR

UPON hearing the counsel the Court made the following
O R D E R

Permission to file special leave petition granted.

After hearing Mr. Guru Krishna Kumar, learned senior counsel appearing for the petitioners and Dr. A. M. Singhvi and Mr. V. Giri, learned senior counsel, appearing for the respondent-Rajasthan Public Service Commission, we are not inclined to interfere with the impugned order noticing in particular that the order is one granting interlocutory relief and the main matter is pending adjudication.

The Mains examinations are admittedly to take place on 20th and 21st March, 2022. Dr. A. M. Singhvi and Mr. V. Giri, learned senior counsel, would, however, submit that the 243 persons before the learned Single Judge in the High Court including the petitioners before this Court can be permitted to participate in the main examination subject to certain safeguards.

Accordingly, while confirming the impugned order, we direct that the petitioners in both these cases and also the rest of the persons who approached the learned Single Judge [in total 243] shall be permitted to sit in the Mains examination to take place on 20th and 21st March, 2022. We make it clear that it will be subject to the result of the appeals pending adjudication before the High Court. The result of this group shall be kept in a sealed cover and a further decision in regard to them will abide by the result of the appeals before the High Court.

The participation of this group will be without prejudice to the contentions of the parties before the High

Court.

Needless to say, the High Court, when it decides the appeal, will do so untrammelled by any observations that may be contained in the impugned order.

The respondent-Rajasthan Public Service Commission will take necessary steps for facilitating the participation of the candidates.

The special leave petitions are disposed of in the above terms.

Pending applications stand disposed of.

(NIDHI AHUJA)
AR-cum-PS

(RENU KAPOOR)
BRANCH OFFICER