IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P. (S) No. 7233 of 2026

Basant Kumar Pal, Son Of Mundrika Pal, Aged About 29 Years, Resident Of Village- Chirkuthi, P.O- Morbey, P.S.- Manjhion, Dist.- Garhwa. .....**Petitioner(s)**

Versus

1. The State of Jharkhand, through the Chief Secretary, having its office at 1 floor, Project Building, Dhurwa, P.O., P.S. Dhurwa & District Ranchi.
2. The Jharkhand Staff Selection Commission, through its Chairman, having its office at Chaibagan Gali, Kali Nagar, P.O. and P.S. Namkum, District - Ranchi.
3. The Secretary, Jharkhand Staff Selection Commission, having its office at Chaibagan Gali, Kali Nagar, P.O. and P.S. Namkum, District - Ranchi
4. The Deputy Examination Controller, Jharkhand Staff Selection Commission, Government of Jharkhand, having its office at Chaibagan Gali, Kali Nagar, P.O. and P.S. - Namkum, District Ranchi. .....**Respondent(s)**

CORAM: HON'BLE MR. JUSTICE DEEPAK ROSHAN

For the Petitioner(s) : Mr. Ajit Kumar, Sr. Advocate
: Mr. Akash Ajit Kumar, Advocate
For the Respondent(s) : Mrs. Oishi Das, A.C. to A.G.
M/s. Sanjoy Piprawall, Prince Kumar, Jay Prakash, Advocates

02/Dated:-11.09.2026

1. Heard learned counsel for the parties.

2. The instant application has been preferred by the petitioner praying for a direction upon the respondents to afford the petitioner a special/fresh opportunity to undergo the physical efficiency test in connection with the Jharkhand Constable Competitive Examination 2015, pursuant to the order dated 03.06.2026 passed by the Hon'ble Apex Court in *SLP (C) No. 1359/2023* (Annexure-1) and analogous cases, in view of the fact that the petitioner had duly qualified the written examination, and

physical measurement/medical test held in the year 2016 and since the petitioner was posted at Andaman and Nicobar on the date of physical test, therefore, he could not attend on 21.08.2026 solely on the ground that the notice issued by the respondent commission for holding the *"Physical Efficiency Test"* was only ten hours prior to taking over the examination.

3. Learned counsel for the petitioner fairly submits that the *"Physical Efficiency Test"*, which has been conducted by the respondent commission, was pursuant to the order passed by the Hon'ble Apex Court dated 20.08.2026, wherein the Hon'ble Apex Court has held as under.

> *"2. We are also informed that pursuant to our order dated 28.07.2026, the Public Service Commission is under the process of preparing additional list of those candidates whose cases are covered vide orders dated 03.06.2026 and 28.07.2026 the same shall be notified during the course of the day. Such of those candidates, who stand identified under this fresh list, shall also be allowed to undergo physical fitness test tomorrow itself i.e. 21.08.2026 about 7.30 A.M."*

4. Accordingly learned counsel for the petitioner summits that the petitioner may be granted leave to approach the Hon'ble Apex Court.

5. Learned counsel for the respondent Public Service Commission submits that the examination/ physical efficiency test has been conducted strictly upon the direction of the Hon'ble Apex Court. Accordingly, the petitioner, if so advised, may approach the Hon'ble Apex Court for any relief sought for in this writ application.

6. Having regard to the aforesaid fact and also after going through the order dated 20.08.2026, passed by the Hon'ble Apex

Court in *SLP (C) No.1359 of 2023*, the instant writ application stands disposed of by granting liberty to the petitioner to approach the Hon'ble Apex Court for the relief sought for in the instant case.

(Deepak Roshan, J.)

SEPTEMBER 11, 2026
Fahim/-
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17/09/2026