HIGH COURT OF JUDICATURE AT ALLAHABAD

WRIT - A No. - 17823 of 2026

Kristina Kosygin

.....Petitioner(s)

Versus

State of U.P. and Another

.....Respondent(s)

Counsel for Petitioner(s)	:	Kailash Prakash Pandey
Counsel for Respondent(s)	:	C.S.C.

Court No. - 33

HON'BLE MANISH KUMAR NIGAM, J.

1. This petition has been filed for the following reliefs:-

"a) Issue, a writ order or direction, in the nature of Mandamus, directing the Respondent authorities to Re-conduct the Physical Efficiency Test (Race) of the petitioner for the post of Home Guard, pursuant to the Advertisement No. PRPB-B (Home Guard Cadre)-02/2025 (U.P Home Guard Enrollment-2025) dated 18/11/2025.

b) Issue, a writ order or direction, in the nature of Mandamus, directing the Respondent authorities to sympathetically consider the grievance of the petitioner with respect of Re-conducting the Physical Efficiency Test (Race) of the petitioner for the post of Home Guard, pursuant to the Advertisement No. PRPB-B (Home Guard Cadre)-02/2025 (U.P Home Guard Enrollment-2025) dated 18/11/2025."

2. Brief facts of the case are that respondent No. 2 issued an advertisement, being Advertisement No. PRPB-B (Home Guard Cadre)-02/2025 (U.P. Home Guard Enrollment-2025) dated 18.11.2025. The petitioner applied in pursuance of the aforesaid advertisement and appeared in the written examination held on 27.04.2026. Petitioner was declared successful in written examination. After the written examination, the petitioner has to appear for document verification and physical standard test on 13.07.2026. The petitioner appeared on 13.07.2026 and got her documents verified and also cleared the physical standard test. Thereafter, the petitioner was called to appear in Physical Efficiency Test (PET/ Race on 20.09.2026. During this period, petitioner got pregnant and at present, she is seven months

pregnant and her due date is 25.11.2026. The petitioner reached the designated center of her Physical Efficiency Test on 20.09.2026 and requested the concerned authority that because of her pregnancy she is not in a position to participate. However, the authority concerned neither accepted nor rejected her request. The petitioner also approached the Police Control Room, but no one was available to attend to her grievance. Thereafter, the petitioner moved a representation dated 21.09.2026 through registered post along with her medical papers with a prayer to allow the petitioner to appear in Physical Efficiency Test after her delivery.

3. Learned counsel for the petitioner submitted that owing to petitioner's pregnancy, it is not possible for the petitioner to undergo Physical Efficiency Test and respondent No. 2 ought to have deferred the Physical Efficiency Test of the petitioner. Learned counsel for the petitioner has relied upon judgment of this Court in case of **Preeti Malik Vs. State of U.P. and 4 others,** passed in **Writ A No. 16580 of 2021,** decided on 06.05.2022, wherein the Court has issued direction in similar circumstances to re-conduct Physical Efficiency Test of the petitioner i.e. Preeti Malik, after providing prior information to her. Petitioner also relied upon judgment of Division Bench of this Court passed in **Shalini Pandey Vs. U.P. Subordinate Service Selection; 2024:AHC-LKO:33331** in **Special Appeal No. 70 of 2024**, decided on 29.04.2024.

4. *Per contra*, learned Standing Counsel has submitted that the recruitment has to be completed within the time schedule and such a relief cannot be granted.

5. Considering the facts and circumstances of the case and the law laid down by this court in case of Preeti Malik (supra) and Shalini Pandey (supra), I am of the view that petitioner must be provided an opportunity to appear in the Physical Efficiency Test after her delivery, which is scheduled in November, 2026. Since the process of selection is going on and has yet not been completed, it would be appropriate that respondent No. 2 shall fix the date in first week of January, 2027 for Physical Efficiency Test of the petitioner after intimating her about the date and permit her to participate in the said test and shall also consider the candidature of the petitioner after completion of Physical Efficiency Test as directed above.

6. Accordingly, the petition is **allowed** with the direction as mentioned above.

(Manish Kumar Nigam,J.)

October 27, 2026
Nitika Sri.

Digitally signed by :-
NITIKA SRIVASTAVA
High Court of Judicature at Allahabad