



MANIPUR PUBLIC SERVICE COMMISSION
North AOC, D.M. Road, Imphal-795001

NOTIFICATION
Imphal, the 18th May, 2022

F.No. 7/1/2016-MPSC (DR) (Vol.-II): In compliance of the order of the Hon'ble High Court of Manipur dated 17/05/2022 passed in W.P. (C) No. 352 of 2022, the window for online updation will be open for **2 (two) days (48 hours) from 00:00 hrs of 19/05/2022 till 24:00 hrs of 20/05/2022** to allow the petitioners to update the following details through the link <https://empsconline.gov.in/MCSCCE2016/verifyapplicant.aspx> **from 00:00 hrs of 19/05/2022 till 24:00 hrs of 20/05/2022.**

- a) Recent Passport size photograph.
- b) Signature.
- c) Mobile Number.
- d) Postal Address.

There are also some other candidates who could not update their details in time and had approached the Commission for allowing them to update the same.

In the interest of natural justice and equity, these similarly placed candidates are also permitted to avail of the chance to update their details within this window period on the same terms and conditions as laid down in the Hon'ble High Court's order dated 17/05/2022 passed in W.P. (C) No. 352 of 2022. It may also be noted by these candidates that their permission to appear in the examination is subject to the same terms and conditions as directed by the Hon'ble High Court dated 17/05/2022 which amongst others, states that "the result in respect of the present petitioners in the said main examination shall be subject to the outcome of this writ petition".

It is clear that they are not placed on the same footing as those candidates who had submitted their application details in time. A copy of the Order of the Hon'ble High Court dated 17/05/2022 is enclosed along with this notification.

e-Admit cards for these candidates can be downloaded till midnight of 25/05/2022. Examination venue for these candidates will be notified shortly.

Applications from candidates whose details are not updated within this window period of 2 (two) days as directed by Hon'ble High Court will not be entertained.

(Kh. Lalmani Singh)
Controller of Examination
Manipur Public Service Commission

Copy to:

1. SO to Chief Secretary, Govt. of Manipur.
2. PS to Hon'ble Chairman, MPSC.
3. PS to Hon'ble Member (G)/ Hon'ble Member (L), MPSC.
4. PS to Secretary, MPSC.
5. Joint Secretary (DP), Govt. of Manipur.
6. Director (DI PR), Govt. of Manipur for wide publicity in local Newspapers, Electronic media including announcement in AIR/ DDK as news item.
7. Cubeten Technologies, Imphal.
8. Official Website of MPSC
10. Guard File.

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL**

WP(C) No. 352 of 2022

Naorem Brajeshwor Singh & 2 ors.
Vs.

... Petitioners

Manipur Public Service Commission & anr.

... Respondents

B E F O R E

HON'BLE MR. JUSTICE AHANTHEM BIMOL SINGH

17-05-2022

[1] Heard Mr. N. Umakanta, learned counsel appearing for the petitioners.

[2] Issue notice, returnable within three weeks.

[3] Mr. R.S. Reisang, learned senior counsel accepts notice on behalf of the respondent Nos. 1 and Mr. H. Debendra, learned Government Advocate accepts notice on behalf of the respondent No. 2, hence no formal notice is called for.

[4] The case of the petitioners is that they appeared in the Manipur Civil Services Combined Competitive (Main) Examination, 2016. By an order dated 11-02-2022 passed by the Hon'ble Supreme Court of India in SLP (C) Diary No. 5680 of 2021, the Hon'ble Apex Court has directed the MPSC to conduct the Manipur Civil Services Combined Competitive (Main) Examination, 2016 afresh within a period of four months and that only those candidates (successful/ unsuccessful) who have appeared in the said Main Examination conducted in September, 2016 will be eligible to appear in the proposed examination.

[5] Pursuant to the direction of the Hon'ble Apex Court, the MPSC took up necessary process for conducting the said main examination afresh and in the process, the MPSC issued a notification dated 24-03-2022 notifying the candidates eligible to appear in the said main examination and to update the following details – (a) Recent passport size photograph; (b) Signature; (c) Mobile Number & (d) Postal Address. It is also notified in the

said Notification that such updation should be done within 28-03-2022 to midnight of 10-04-2022.

The petitioners submitted that through bonafide inadvertence, they have failed to have knowledge about the issuance of the said notification through the printed media and through the website of the MPSC and accordingly, they failed to upload their data within the period prescribed. However, they approached the authorities of the MPSC to allow them to update the said data and to allow them to appear in the said main examination as directed by the Apex Court by filing representations. As the said representations have not been considered till today by the authorities, the petitioners approached this court by filing the present writ petition with a prayer for directing the authorities of the MPSC to allow them to appear in the said main examination.

[6] When the matter is taken up today, the learned senior counsel for the MPSC submitted that he has got instruction that it will be difficult on the part of the authorities to allow the petitioners to appear in the said examination as every preparation has already been made and since the petitioners have failed to upload the relevant data within time, they are not entitled to appear in the said main examination. The learned senior counsel, accordingly, prayed that he may be given a chance to file a detailed counter affidavit.

[7] After hearing the rival submissions of the learned counsel for the parties, this court is of the considered view that the Hon'ble Apex Court has categorically directed the MPSC to hold the aforesaid main examination afresh and to allow all the candidates (successful/ unsuccessful) who have appeared in the main examination conducted in September, 2016 to appear in the main examination to be held afresh. Pursuant to the direction of the Hon'ble Apex Court, the MPSC had also issued a notification dated 24-03-2022 notifying the eligible candidates wherein the names of the petitioners are also included.

[3]

[8] In view of the above, it will be in the interest of justice to allow the petitioners to appear in the said main examination. This court is also of the considered view that the MPSC cannot sit over the judgments and directions given by the Hon'ble Apex Court and accordingly, it is hereby directed that the petitioners should be allowed to update their relevant data within a period of two days from today and the MPSC should ensure that they are allowed to appear in the main examination to be held on 26th, 27th and 29th May, 2022. It is, however, made clear that the result in respect of the present petitioners in the said main examination shall be subject to the outcome of this writ petition.

List this case again on 07-06-2022.

A copy of this order be furnished to all the counsel appearing for the parties through their WhatsApp/e-mail for doing the needful during the course of the day.

JUDGE

Devananda