

ITEM NO.10

COURT NO.6

SECTION XIV

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

Miscellaneous Application No. 1962/2022 in SLP(C) No. 2711/2022
(@SLP (C) No. 2711-2720 of 2022)

THE STATE OF MANIPUR & ORS. ETC. Petitioner(s)

VERSUS

SHALINI CHINGTHAM & ORS. ETC. Respondent(s)

(IA No. 157637/2022 - CLARIFICATION/DIRECTION)

Date : 21-11-2022 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE AJAY RASTOGI
HON'BLE MR. JUSTICE C.T. RAVIKUMAR

For Petitioner(s) Ms. Meenakshi Arora, Sr. Adv.
Mr. Rameshwar Prasad Goyal, AOR

For Respondent(s) Mr. Vijay Hansaria, Sr. Adv.
Mr. Ngangom Junior, Adv.
Mr. Manoj C. Mishra, Adv.
Ms. Kavya Jhavar, Adv.

Mr. Pukhrambam Ramesh Kumar, Adv
Mr. Karun Sharma, Adv.
Ms. Anupam Ngangom, Adv.
Mr Wahengbam Immanuel Meitei, Adv.

Ms. Neha Rathi, AOR
Mr. Kamal Kishore, Adv.
Mr. Pranav Sachdeva, Adv.
Mr. Jatin Bhardwaj, Adv.

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

The instant misc. application has been filed by such of the applicants, who although appeared in the written re-examination which was held/conducted by Manipur Civil Services Combined Competitive Examination, 2016 in reference to Advt. No. 1/2016 dated 07.04.2016.

The complaint of the applicants is that once they have appeared in the main written re-examination pursuant to the order of this Court dated 11.02.2022, and qualified the same, they are not supposed to undergo viva-voce/interview and are entitled to retain their merit and the cadre in terms of paragraph 3 of the order.

We have heard learned counsel for the parties and taking into consideration what has been observed by this Court and Rule 2(f) of the Manipur Civil Services Combined Competitive Examination Rules, 2010, which clearly indicates that main examination is into two parts - written examination followed with interview conducted by the Commission is the basis for final selection and once this Court has clarified that the applicants have to appear in the main examination, that postulates written examination followed with interview, it leaves no ambiguity into question. Section 2 (f) is reproduced hereunder :-

"Main Examination" means the second stage of Examination, both written and interview, conducted by the Commission for selection of candidates for appointment to the services/posts in the Schedule-I."

We want to make it further clear that such of the applicants who appeared originally in the competitive examination of 2016 and had participated in the written re-examination pursuant to the orders of this Court, those who qualify have to appear for the interview and final marks secured in the written examination and the interview shall be basis for determination of final selection/merit. Although certain other questions have been raised

regarding their merit and seniority on the post in the cadre which they were earlier holding, we are not supposed to dilate on these issues any more in the instant Misc. Petition.

Instant Misc. Petition is without substance and is accordingly dismissed.

(JAYANT KUMAR ARORA)
ASTT. REGISTRAR-cum-PS

(VIRENDER SINGH)
BRANCH OFFICER