



JAMMU & KASHMIR PUBLIC SERVICE COMMISSION
Resham Ghar Colony, Bakshi Nagar-.180001

Subject: OWP No.1809/2016- and MPNo.01/2016 titled Rahul Singh Rana Vs. J&K Public Service Commission.

Order No.08 -PSC of 2017
Dated: 01-02-2017

Whereas, the J&K Public Service Commission vide notification No.PSC/EX-15/49 dated:12-10-2015 invited on line application forms from the candidates who have been declared to have qualified the Combined competitive (Preliminary) Examination by the Commission - 2014 for taking the Combined Competitive (Main) Examination 2014; and

Whereas, among other candidates who have been declared to have qualified the Combined Competitive Examination, one Mr. Rahul Singh S/o Kulwant Singh Rana (petitioner) R/o Phohi, Tehsil and District Kistwar also filled the online application form and submitted the hard copy of the said application form in the office of J&K PSC Office Jammu for appearing in the Combined Competitive (Main) Examination 2014 which is scheduled to be held w.e.f 11-02-2017; and

Whereas, the said petitioner while submitting the online application form has recorded his optional subjects as 1. Anthropology and 2. Zoology which was a prerequisite to be filled as per Rule 8 (10) of SRO 387 of 2008 dated 01.12.2008; and

Whereas, the petitioner has filed a OWP No.1809/2016 and MP NO.01/2016 with the prayer that the petitioner be allowed to change one of the optional subject i.e. Zoology to Chemistry; and

Whereas the Hon'ble Court vide its order dated: 31-12-disposed of the writ petition with following directions:-

"For taking part in the Jammu and Kashmir Combined Competitive (Mains) Examination, 2014, petitioner in his application form has shown Zoology as one of the two optional subjects. It is contended on behalf of the petitioner that the term Zoology got entered in the application form inadvertently even as the petitioner intended to mention Chemistry as his optional subject. Petitioner, thus, wants to make a correction in the application form.

Such a matter can be accorded consideration to by the Public Service Commission, if it is permissible. Judicial intervention cannot work. Learned counsel for the petitioner, however, states he would feel

satisfied in case a direction is issued to the Public Service Commission to accord consideration to his representation, which has already been filed, in accordance with Rules/Guidelines. This would be apt.

Viewed thus, this writ petition is disposed of with a direction to the Public Service Commission to accord consideration to the representation of the petitioner and take suitable decision.

Petitioner shall produce a copy of this order in the office of the respondent”.

Whereas Rule 8 (10) of SRO 387 of 2008 dated 01.12.2008 which governs the service do not allow a candidate to change the optional paper once chosen. The said rule is reproduced as under:-

“Rule 8 (10) A candidate shall specify in his application form the optional paper/papers in which he wants to appear. The option once made shall be final. Failure to specify any or all the optional papers shall render the form liable to be rejected.”

Whereas, in compliance with the Hon’ble court order, the representation filed by Sh. Rahul Singh Rana dated: 14-12-2016 has been examined as per Rule 08 (10) of SRO-387 which governs the Combined Competitive Examination, and it has been found that the request of the petitioner is not covered under rules.

Now therefore, the request put forth by Shri Rahul Singh Rana is hereby rejected, being devoid of merit.

By order

Sd/-

Secretary/COE
J&K Public Service Commission
Dated:01 -02-2017

No. PSC/Lit/22/2016

Copy to:

1. Director Information Department J&K Government for publication of the notification in the leading newspapers of Jammu.
2. Sh. F.A Natnoo Standing Counsel, J&K PSC with the request to file compliance report in the above titled case under intimation to the Commission.
3. Sh. Rahul Sigh Rana S/o Sh. Kulwant Singh Rana, R/o Village Poohi, Tehsil and District Kishtwar.
4. Stock file/Main file.