



JAMMU & KASHMIR PUBLIC SERVICE COMMISSION
Solina, Srinagar - 190001

Subject: Jammu & Kashmir Civil Services (Judicial) [Mains] Examination, 2018 - Viva-Voce/Personality test of PHC Candidates thereof.

Ref : Hon'ble High Court Order in WP(C) No.2451/2019 CM No.4910/2019

Order No. 46-PSC of 2019

Dated:31-07-2019

Whereas, Department of Law, Justice & Parliamentary Affairs vide letter No. LD(A)2010/70 dated: 21.05.2018 requested the Commission to initiate the process for selection against the Forty Two (42) vacancies of Civil Judge (Junior Division)/Munsiffs in the Subordinate Judiciary in accordance with Jammu and Kashmir Civil Service (Judicial) Recruitment Rules, 1967 read with SRO No.5 dated 04.01.1968 and SRO 254 of 2017 dated:20.06.2017 Breakup of the vacancies given were as under:-

S. No.	Post	OM	RBA	SC	ST	ALC	OSC	Total
01	Civil Judge (Junior Division)/ Munsiffs	24	08	04	04	01	01	42

and

Whereas, Commission vide Notification No. PSC/Exam/2018/39 dated: 30.05.2018 invited applications on the prescribed form from the permanent residents of J&K State for appearing in the Jammu & Kashmir Civil Services (Judicial) [Preliminary] Examination, in accordance with the aforementioned rules; and

Whereas, in response to the notification 2984 number of applications were received in the Commission. 2943 candidates were provisionally allowed to appear in the Preliminary Examination held on 28.10.2018; and

Whereas, the Preliminary Examination was conducted on 28.10.2018, in which 2305 candidates appeared in full; and

Whereas, 793 candidates including three Physically Challenged candidates qualified for Jammu & Kashmir Civil Services (Judicial) [Mains] Examination-2018 vide Notification No. PSC/Exam/19/2018 dated:17.11.2018; and

Whereas, the Mains Examination was conducted w.e.f 23.03.2019 to 04.04.2019 at two notified centres viz Jammu and Srinagar; and

Whereas, there was no mention about the Horizontal reservation to be provided to the PHC candidates in the indent of the Department of Law, Justice & Parliamentary Affairs dated:21.05.2018; and

Whereas, the Commission vide letter dated:11.12.2018 and 15.01.2019 sought the clarification from the Department of Law Justice & Parliamentary Affairs (intending department) regarding the reservation to the PHC candidates for the aforesaid posts; and

Whereas, the Department of Law Justice & Parliamentary Affairs vide communication dated:05.03.2019 intimated that the Hon'ble Full Court has recommended the provisions of J&K Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 and the rules framed thereunder as also the Government Order issued by the Social Welfare Department under section 21 of the said act with necessary modifications from time to time be extended to the post of Munsiff after prior consultation with the J&K Public Service Commission; and

Whereas, vide the Commission letter dated:30.07.2019 the clarification regarding the number of posts to be earmarked for the PHC Challenged candidates was again sought from the Department of Law Justice & Parliamentary Affairs in view of the communication dated:05.03.2019 of Department of Law Justice & Parliamentary Affairs, the response from the said Department is still awaited; and

Whereas, in the meanwhile the Commission on 30.07.2019 received the directions of Hon'ble High Court dated:03.07.2019 passed in the WP(C) No.2451/2019 CM No.4910/2019, wherein the Public Service Commission has been directed to allow the petitioner to participate in the process of viva-voce. This order was however at the risk and responsibility of the petitioner. Besides, the result of the petitioner is not to be declared until further orders from the Hon'ble Court; and

Whereas, matter was placed before the authorities for directions and it has been approved that all the three PHC candidates who have appeared in the KCS(J) Mains Examinations be summoned for the viva-voce test pending clarification from the Department of Law Justice & Parliamentary Affairs and on the referred directions of the Hon'ble High Court.

Now, therefore, in view of the above, the below mentioned three PHC candidates are hereby informed to appear before the Interview Board at their own risk & responsibility, the date of which shall be notified separately:-

S.No.	Name of the Candidate	Category	Type of Disability
1	Mohd Shahzad Rollno:9000453	OM/PHC	Locomotor (42%)

2	Mudasir Yousuf Rollno:9001633	OM/PHC	Locomotor (50%)
3	Avinash Sardalia Sharma Rollno:9002214	RBA/PHC	Visual (40%)

The above candidates are directed to fill up the Detailed Application Form (DAF), which is available on the official website of the Commission and submit same through mail at helpdeskjkpsc@gmail.com by or before **03.08.2019**.

This is subject to the clarifications from Department of Law Justice & Parliamentary Affairs and the outcome of referred writ petition and any other petition, if any, pending disposal before Court(s) of Law.

(Dr. Shabir Hussain Keen) KAS
Controller of Examinations

J&K Public Service Commission
Dated: 31.07.2019

No: PSC/Exam/KCS(Judicial)/ 2018

Copy to the:-

1. Commissioner/Secretary to Government, Law, Justice and Parliamentary Affairs Department, Srinagar.
2. Director, Information & Public Relation, J&K Govt., Srinagar with the request to publish the notification in all the leading local dailies published from Srinagar/Jammu.
3. Deputy Controller of Examinations (V/B), J&K Public Service Commission for further necessary action.
4. General Manager, Government Press, Srinagar for publication of notification in the extra ordinary issue of Govt. Gazette. He is requested to provide 10 copies of the above notification immediately upon its publication.
5. Private Secretary to Chairman, J&K Public Service Commission for information of the Hon'ble Chairman.
6. Private Secretary to Member for information of _____, Hon'ble Member.
7. PA to Secretary, J&K Public Service Commission for information.
8. In-charge website, J&K Public Service Commission.
9. Notice Board Srinagar/Jammu.
10. Main file/Office file.

Copy also to the:

1. Director Radio Kashmir/ Jammu/Srinagar/Leh/ All India Radio Baderwah/Poonch /Kargil.
2. Director Doordarshan Kendra Jammu/ Srinagar/Leh.