

ITEM NO.103

COURT NO.4

SECTION IV-A

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Civil Appeal No(s). 6371-6384/2022

S G JAMALUDHEEN ETC ETC

Appellant(s)

VERSUS

STATE OF KARNATAKA AND ORS ETC

Respondent(s)

([ PART HEARD BY :- HON'BLE ABHAY S. OKA AND HON'BLE UJJAL  
BHUYAN, JJ. ]

IA No. 183356/2023 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 63513/2023 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 63512/2023 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 141222/2021 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 12566/2021 - CLARIFICATION/DIRECTION

IA No. 58/2016 - CONDONATION OF DELAY IN FILING

IA No. 26327/2024 - PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES

IA No. 44/2016 - RECALLING THE COURTS ORDER)

WITH C.A. No. 6385-6409/2022

(IA No. 176708/2023 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 102322/2022 - CLARIFICATION/DIRECTION)

SLP(C) No. 32427-32452/2014

C.A. No. 6410-6488/2022

(IA No. 122084/2022 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 42638/2018 - EARLY HEARING APPLICATION

IA No. 159/2016 - EXEMPTION FROM FILING O.T.

IA No. 64891/2023 - PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES

IA No. 26819/2021 - RECALLING THE COURTS ORDER)

SLP(C) No. 2645-2674/2015

(IA No. 105305/2019 - PERMISSION TO FILE ADDITIONAL  
DOCUMENTS/FACTS/ANNEXURES

IA No. 33107/2019 - STAY APPLICATION)

SLP(C) No. 34490-34493/2014

SLP(C) No. 4713-4976/2015

(IA No. 265/2015 - EXEMPTION FROM FILING O.T.)

SLP(C) No. 1478-1479/2015

SLP(C) No. 30334/2016

(IA No. 196699/2022 - CLARIFICATION/DIRECTION)

S.L.P.(C)...CC No. 2570-2571/2017  
(IA No. 1/2017 - CONDONATION OF DELAY IN FILING  
IA No. 3/2017 - CONDONATION OF DELAY IN REFILING / CURING THE  
DEFECTS)

SLP(C) No. 3911-3949/2017  
(IA No. 42023/2019 - ADDITION / DELETION / MODIFICATION PARTIES  
IA No. 17833/2024 - APPROPRIATE ORDERS/DIRECTIONS  
IA No. 1/2017 - CONDONATION OF DELAY IN FILING  
IA No. 130096/2018 - DISPENSING WITH SERVICE OF NOTICE  
IA No. 130106/2018 - EXEMPTION FROM FILING O.T.  
IA No. 42028/2019 - EXEMPTION FROM PAYING COURT FEE)

S.L.P.(C)...CC No. 2821-2859/2017  
(IA No. 1/2017 - PERMISSION TO FILE PETITION (SLP/TP/WP/..))

S.L.P.(C)...CC No. 2880-2918/2017  
(IA No. 1/2017 - PERMISSION TO FILE PETITION (SLP/TP/WP/..))

Diary No(s). 18428/2024

Diary No(s). 18802/2024  
(IA No. 106168/2024 - EXEMPTION FROM FILING O.T.)

Date : 24-04-2025 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA  
HON'BLE MR. JUSTICE UJJAL BHUYAN

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Mr. Saju Jakob, Adv.  
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Mr. Anish N.T., Adv.  
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Mr. Desam Sudhakar Reddy, Adv.  
Mr. K.Hariharan, Adv.  
Mr. Vishal Mani, Adv.

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

We have perused our order dated 27<sup>th</sup> February, 2025.

The relevant part of the order reads thus:

“There were number of applications filed before the Administrative Tribunal challenging the process conducted on the basis of notification dated 18<sup>th</sup> August, 2016. We direct the KSPC to examine the cases of all the applicants who challenged the recruitment process

on the basis of the notification dated 18<sup>th</sup> August, 2006. By sending notices to the said applicants, firstly the KSPC will ascertain whether any of them are interested in securing employment. In case of those who state that they are interested in securing employment, the KSPC will examine whether all of them were possessing qualification mentioned in clause 3 of Notification dated 19<sup>th</sup> June, 1989 as well as qualification in clause (2) (of possessing driving licences) in Notification dated 18<sup>th</sup> August, 2006. The KSPC shall inform the Court by filing an affidavit that how many of them possess both qualifications."

There are typographical errors in the order. "KSPC" shall be read as "KPSC". In the fourth line of the order which we have quoted above, the date of the Notification shall be corrected as "18<sup>th</sup> August, 2006".

The Karnataka Public Service Commission (for short "KPSC") should have done the first exercise of ascertaining the names of the applicants who had challenged the recruitment process on the basis of the Notification dated 18<sup>th</sup> August, 2006. In the affidavit of compliance filed by Mr. Ramandeep Chowdhary, I.A.S., there is no averment that any one did the exercise of examining who were the applicants who had challenged the recruitment process on the basis of the Notification dated 18<sup>th</sup> August, 2006. This was the first step for compliance with the order of this Court.

We direct the KPSC to undertake that exercise and after ascertaining the names of the applicants, issue notice in terms of the order of this Court. We grant time of six weeks to the KPSC to comply with this direction and file a fresh affidavit.

List on 31<sup>st</sup> July, 2025.

(ANITA MALHOTRA)  
AR-CUM-PS

(AVGV RAMU)  
COURT MASTER