

ITEM NO.18

Court 6 (Video Conferencing)

SECTION X

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

Writ Petition (Civil) No.320/2021

JAINAND KUMAR

Petitioner(s)

VERSUS

HIGH COURT OF JUDICATURE AT ALLAHABAD & ANR.

Respondent(s)

(With appln.(s) for IA No.37412/2021-EXEMPTION FROM FILING O.T.)

Date : 19-03-2021 This petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MR. JUSTICE M.R. SHAH

For Petitioner(s)

Mr. Ramjee Pandey, AOR (N/P)

For Respondent(s)

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

- 1 The petitioner and his counsel were absent when the petition was called out in the first round and they continue to remain absent.
- 2 Rule 12 of the UP Higher Judicial Services Rules 1975 provides that a candidate for direct recruitment must have attained the age of 35 years and must have not attained the age of 45 years on the first day of January 2021. Hence, in other words, the candidate must have been born on or after 2 January 1973 and not later than 1 January 1986. There is absolutely no basis or foundation in the challenge to the validity of the Rule. The expression "on or after 2nd January 1973" is clearly consistent with Rule 12.

- 3 There is no merit in the Petition. It is accordingly dismissed.
- 4 Pending applications, if any, stand disposed of.

(CHETAN KUMAR)
A.R. - cum - P.S.

(SAROJ KUMARI GAUR)
Court Master