

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 4113 of 2026**

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NIKUNJKUMAR DHANJIBHAI BAMBHANIYA
Versus
THE STATE OF GUJARAT & ANR.

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Appearance:

MR VIJAY H NANGESH(3981) for the Petitioner(s) No. 1
AAKASH GUPTA AGP for the Respondent(s) No. 1,2

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CORAM: HONOURABLE MR. JUSTICE NIRZAR S. DESAI

Date : 24/03/2026

ORAL ORDER

1. Learned advocate for the petitioner states that in pursuance to the advertisement issued by the respondents for various posts, the petitioner appeared in the Physical Efficiency Test and his height was wrongly measured which was found not to be in accordance with the prescribed limit. It was also submitted by learned advocate for the petitioner that on the last recruitment, the height of the petitioner was found in accordance with the prescribed limit and was declared qualified for further examination.

2. In view of that, the petitioner seeks re-examination of measurement of her height. Learned advocate for the petitioner states that the petitioner is ready and willing to deposit a sum of Rs.10,000/- with the Registry of this Court towards the cost of this petition, which may be refunded only in case if the

petitioner succeeds in this petition.

3. In view of that **issue notice returnable on 30.03.2026 on condition that the petitioner shall deposit a sum of Rs.10,000/-** with the Registry of this Court on or before 25.03.2026. Learned Assistant Government Pleader waives service of notice on behalf of the respondents.

4. The petitioner is directed to remain present before the Medical Officer, GMERS Civil Hospital, Sola, Ahmedabad on 27.03.2026 at 11.00 a.m. with the receipt of the amount of Rs.10,000/- deposited by him and only upon showing the receipt of the deposit of the said amount, the respondents are directed to make necessary arrangement for re-measurement of the height of the petitioner by the concerned Medical Officer and the entire exercise be videographed and a Report be produced before this Court on the returnable date i.e. 30.03.2026.

5. In case if the petitioner fails to produce the receipt on the date fixed for re-measurement of height, the respondents are in any way not under an obligation to re-measure the height of the petitioner.

BHAVIN MEHTA

(NIRZAR S. DESAI,J)