IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P.(S) No. 4094 of 2020

Satyendra Singh … … **Petitioner**

Versus

State of Jharkhand and Ors. … … **Respondents**

CORAM: HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioner : Mr. Sameer Saurabh, Advocate
For the Respondents : Ms. Shalini Shahdeo, Advocate
For the Resp. No.5 : Mrs. Pinky Shaw, Advocate

07/**07.12.2022** Learned counsel for the petitioner is present.

2. Learned counsel for the respondents are also present.

3. Learned counsel for the petitioner has referred to the impugned order as contained in Annexure – 9 and submits that the impugned order is *ex facie* non-speaking. He has also submitted that in the impugned order, no finding as such has been recorded that the petitioner was found guilty of the charges and the impugned order does not even reflect any application of mind. From perusal of the impugned order, it appears that the order has been passed in consultation with Jharkhand Public Service Commission. This fact is reflecting from para 4 of the impugned order.

4. The learned counsel for the petitioner is directed to add Jharkhand Public Service Commission as respondent no.6 in red ink during the course of the day. The learned counsel for the petitioner shall also serve two copies of the writ records by tomorrow upon Mr. Sanjoy Piprawall, Advocate, who normally appears for JPSC.

5. Learned counsel for the JPSC shall seek instruction and file a counter-affidavit in the present case and bring on record a copy of the letter no.2739 dated 22.11.2019 which has been referred to in para 4 of the impugned order and any other material which may be relevant for the purposes of the present case and would throw light on the point of application of mind with regard to charges levelled / proved against the petitioner and punishment imposed.

6. The counter-affidavit on behalf of the respondent – JPSC should be filed by 05.01.2023.

7. Post this case on 06.01.2023.

8. Let this matter be treated as part heard.

(Anubha Rawat Choudhary, J.)

Saurav