



**IN THE HIGH COURT OF ORISSA AT CUTTACK**  
**W.P.(C) No.8489 of 2026**

*Kiran Kumar Samal*

....

*Petitioner*  
*Ms. M. Panda, Adv.*

*-versus-*

*Union of India & Ors.*

....

*Opposite Parties*  
*Mr. P.K. Parhi, DSGI*  
*Mr. B.B. Mishra, Sr.PC*  
*(for O.P. Nos.1 & 2)*  
*Mr. M. Kumar, CGC (Opp.*  
*Party Nos.3 & 4)*

**COROM:**  
**THE HON'BLE MR. JUSTICE BIRAJA PRASANNA SATAPATHY**

**ORDER**  
**24.03.2026**

**Order No**

- 01.** 1. This matter is taken up through Hybrid Mode.
2. Mr. B.B. Mishra, learned Senior Panel Counsel and Mr. M. Kumar, learned CGC contended that they have instruction to appear on behalf of Opp. Parties.
3. Heard learned counsel for the parties.
4. Learned counsel for the petitioner contended that pursuant to the advertisement issued under Annexure-2, petitioner duly participated in the selection process and vide Annexure-4, he was also permitted to appear for the Physical Standard Test and Physical Efficiency Test for the post of Constable (G.D.) in CAPFs for the year 2024.



4.1. But it is contended that thereafter without assigning any reason, petitioner's name has been reflected in the list of withheld candidates so published under Annexure-6.

4.2. It is contended that since petitioner all through was found eligible and vide Annexure-4 he also appeared the Physical Standard Test as well as Physical Efficiency Test, his candidature could not have been included in the list of withheld candidates vide Annexure-6 without assigning any reason. It is accordingly contended that O.P. No.3 be directed to recommend his name for his appointment as against the post in question.

5. Learned Senior Panel Counsel on the other hand contended that since petitioner's name has not been recommended and his name has been published in the list of withheld candidates under Annexure-6, Opp. Party-authority has no occasion to provide appointment to the petitioner.

6. Having heard learned counsel for the parties and considering the submissions made, this Court finds that basing on the advertisement issued under Annexure-2, petitioner participated in the selection process as against the post of Constable (G.D.) in CAPFs for the year 2024. As found from Annexure-4, petitioner was permitted to take the Physical Standard Test and Physical Efficiency Test. But thereafter his name has been reflected in the list of withheld candidates vide Annexure-6.

6.1. Since no reason has been assigned as to why petitioner's candidature has been withheld, this Court while disposing the Writ



Petition, permits the petitioner to move O.P. No.3 inter alia filing an objection with regard to keeping his name in the list of withheld candidates under Annexure-6. It is observed that if any such objection will be filed with regard to Annexure-6 before O.P. No.3 within a period of 10 (ten) days from today, O.P. No.3 shall take a lawful decision on the same and communicate the result thereof within a further period of 2 (two) weeks. Learned Senior Panel Counsel is directed to intimate O.P. No.3 about the nature of order passed by this Court for compliance.

7. The Writ Petition stands disposed of with the aforesaid observation and direction.

**(Biraja Prasanna Satapathy)**  
**Judge**

*Jyoti*