

ITEM NO.5

COURT NO.1

SECTION III-A

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

MISCELLANEOUS APPLICATION Diary No(s). 19875/2025

[Arising out of impugned final judgment and order dated 05-11-2024
in D No. 4407/2023 passed by the Supreme Court of India]

MUKUL KUMAR TYAGI

Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH & ORS.

Respondent(s)

(IA No. 209645/2025 - APPLICATION FOR PERMISSION, IA No. 96882/2025 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 209651/2025 - CONDONATION OF DELAY IN FILING, IA No. 209652/2025 - CONDONATION OF DELAY IN REFILEING / CURING THE DEFECTS, IA No. 96883/2025 - EXEMPTION FROM FILING O.T. AND IA No. 209649/2025 - INTERVENTION/IMPLEADMENT)

WITH

Diary No(s). 23672/2025 (III-A)

(IA No. 240822/2025 - APPLICATION FOR PERMISSION, IA No. 138655/2025 - APPROPRIATE ORDERS/DIRECTIONS, IA No. 240828/2025 - CONDONATION OF DELAY IN FILING, IA No. 240830/2025 - CONDONATION OF DELAY IN REFILEING / CURING THE DEFECTS AND IA No. 240826/2025 - INTERVENTION/IMPLEADMENT)

Date : 13-10-2025 These matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE K. VINOD CHANDRAN

For Petitioner(s) :

Mr. Amit Anand Tiwari, Sr. Adv.
Dr. Maneka Guruswami, Sr. Adv.
Mr. Sanjay Nuli, Sr. Adv.
Mr. Rahul Kaushik, Sr. Adv.
Mr. Krishna M. Singh, Adv.
Mrs. Deepti Singh, Adv.
Mr. Jyoti Kumar Mishra, Adv.
Mr. Binod Kumar Singh, Adv.
M/S. Krishna & Nishani Law Chambers, AOR

For Respondent(s) : Mr. Rajivkumar, AOR

Mr. Aviral Saxena, AOR
Mr. Abhinav Sharma, Adv.

Mr. Shashank Singh, AOR

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

1. Permission to file miscellaneous application is granted.
2. Delay condoned.
3. These miscellaneous applications arise out of peculiar facts and circumstances.
4. It is the contention of the applicants that they were higher in the merit list and were, therefore, called for the interview before others. For them, however, the results of the CCC certificate examination were declared only after they had appeared for interview and as such they could not produce the CCC certificate at the time of their interview.
5. It is, therefore, submitted on behalf of the applicants that those candidates who were lower in the merit list and whose results were declared prior to the date of interview were able to produce the CCC Certificate at the time of their interview and consequently, were appointed. This situation has thus resulted in candidates with lesser merit being appointed, whereas the applicants with higher merit have been denied appointment, even though all of them appeared in the same examination.

6. In that view of the matter, issue notice, returnable in four weeks.

7. In addition to the usual mode, liberty is granted to the petitioner to serve notice through the Standing Counsel for the respondent/State.

(DEEPAK SINGH)
ASTT. REGISTRAR-cum-PS

(ANJU KAPOOR)
ASSISTANT REGISTRAR