

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.11164 of 2008

Arbind Kumar, son of Sri Govindjee, resident of Mohalla – Dumraon, Machharhutta
Gali, P.S. – Dumraon, District - Buxar

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Government of Bihar, Patna
2. The DG cum IG of Police, Bihar, Patna
3. The DIG of Police, Sahabad, Range, Dehri On Sone
4. The S. P. (Security) Special Branch, Bihar, Patna cum Chairman Constable
Selection Committee Board-1, Sahabad Range
5. The S. P. Buxar

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. TEG BAHADUR SINGH
Mr. Nirmala Kumari
Mr. Purnendu Nr.Singh
For the Respondent/s : Mr. (AAG9)

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 13-08-2015

13.08.2015

Heard learned counsel for the parties.

Writ application is dismissed for the reason that the appointment and selection related to the advertisement of the year 2004. It is too late in the day to consider passing any direction for consideration, even if the argument of the petitioner is accepted that the reason for rejection of his candidature on medical ground may not be for the correct reason, which is not clear from the medical board's report.

The Court, however, does opine that the Director General of Police must ensure that whenever medicals are held, the reason for rejection on medical

grounds must use medical terminology in specifics, the generality of opinion may be indicated thereafter. This must be ensured for all future cases of selection and appointment and when medical is required to be held.

A copy of the order will be communicated to DG, Police, Government of Bihar for appropriate direction and remedial measure.

Writ application stands dismissed with observation / direction as above.

(Ajay Kumar Tripathi, J.)

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