

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.8087 of 2014

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1. SURENDRA KUMAR S/O SRI MATHURA PRASAD Address- In Front of
Kanhaipur High School, Mirjapur, P.S. + P.O. + Dist.- Nawada, BIHAR

.... Petitioner/s

Versus

1. The State of Bihar, through the Principal Secretary, Department of Personnel and Administrative Reforms, Government of Bihar, Old Secretariat Building, Patna
2. The Bihar Public Service Commission through The Chairman, Bihar Public Service Commission, 15, Jawahar Lal Nehru Marg, Bailey Road, Patna
3. Sumitra Rajak S/O Not Known resident of- Not Known, C/O- Bihar Public Service Commission, 15, Jawahar Lal Nehru Marg, Bailey Road, Patna

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Vikas Kumar

For the Respondent/s : Mr. AC to GA 1
Mr Satyabir Bharti
Ms Aparna Arun

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 05-08-2016

The issue raised by the petitioner in the present writ application was also earlier raised in yet another writ application, i.e. CWJC No.1137 of 2014, decided on 23.2.2015. The insinuation or the allegation so made in the present writ application was in identical terms in the previous writ application, which has been considered and decided by the Court. The reasoning and rational provided therein also applies to the case of the petitioners. The only difference being that the subjects in which the petitioner wrote his paper are different from the earlier writ application of the candidate. The variation in the

marks in the evaluation was explained by the BPSC and accepted by the Court. There is no element of mischief as such because the Court examined the matter in quite a detail.

The explanation of the BPSC has also been offered in the present writ application as well in the counter affidavit filed on their behalf.

In view of the same, the writ application is dismissed. No relief can accrue to the petitioner.

(Ajay Kumar Tripathi, J)

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AFR/NAFR	NAFR
CAV DATE	
Uploading Date	05.8.2016
Transmission Date	