

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.13425 of 2013

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Asha Kumari, Daughter of Sri Kashi Nath Sharma, resident of Village- Jakhuan,
P.O. Dewaria, P.S. Revilganj, District Chapra

.... Petitioner

Versus

1. The State Of Bihar, through the Director General of Police, Patna.
2. The Chairman, Central Selection Board, Bihar, Patna.
3. The Secretary, C.S.B.E. Patna.
4. The Inspector General Of Police (Recruitment) Patna
5. The Superintendent Of Police (Recruitment) Patna
6. The Superintendent Of Police Recuritment, Saran At Chapra

.... Respondent

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Appearance :

For the Petitioner/s : Mr. Anirudh Kumar Sinha, Adv.
For the State : Mr. S.S. P. Yadav, S.C.-14.
For the C.S.B.C. : Mr. Sanjay Pandey, Adv.
Mr. Vivek Anand Amritesh, Adv.
Mr. Binod Kumar Misha, Adv.

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL JUDGMENT

Date: 27-10-2016

Heard learned counsel for the petitioner, learned
counsel for the State and learned counsel for the Central Selection
Board.

In this case, the petitioner has applied for the post of
constable under the Extremely Backward Class Category (Female),
but could not be selected.

In the petition, the ground has been shown that her
name is 'Asha Kumar' but wrongly her name is printed in the
Admit Card as 'Isha Kumari'. The petitioner was not given her

appointment letter though she has filed several representations for publication of the result.

In the counter affidavit, the Central Selection Board has fairly stated that admittedly, there was a mistake in the name of the petitioner, but, in paragraph No.14, it has been stated that the petitioner has secured 135 marks and the cut off marks in her category is 135 marks. She has secured equal marks vis-à-vis the last candidate who has been appointed, but she could not be appointed on the ground that the last person who has secured equal marks was older than the petitioner as the date of birth of the petitioner is 10.02.1993 and the last person who has been selected in her category having date of birth 3.3.1990.

Learned counsel for the petitioner is not in a position to contradict the aforesaid statement made in the counter affidavit.

In such view of the matter, this Court does not find any merit in the present writ application. Accordingly, this writ application is dismissed.

(Shivaji Pandey, J)

pawan/-

AFR/NAFR	N.A.F.R.
CAV DATE	N/A.
Uploading Date	28.10.2016
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