

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.7761 of 2016

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Kumari Anamika, D/o Sita Ram, R/o Village Srirampur, P.S. Sadar Hajipur,
District Vaishali.

.... Petitioner

Versus

1. The State of Bihar, through Chief Secretary, Government of Bihar at Patna.
2. The Chief Secretary, Government of Bihar at Patna.
3. The Chairman, Bihar Public Service Commission, 15, Jawaharlal Nehru Marg, Bailey Road, Patna-800001.
4. The Controller of Examination, Bihar Public Service Commission, 15, Jawaharlal Nehru Marg, Bailey Road, Patna-800001.
5. The Principal Secretary, Department of Personal and Administrative Department, Government of Bihar at Patna.

.... Respondents

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Appearance :

For the Petitioner	:	Mr. Amresh Kumar Sinha, Advocate
For the State	:	Mr. Anshuman Singh, G.P.24
For B.P.S.C.	:	Mr. Sanjay Pandey, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 06-05-2016

The declaration made in the OMR with regard to permanent residence as well as the caste does not match with the declaration otherwise filled in in the details of the application form of the petitioner.

Counsel for the petitioner has a readymade answer and explanation to offer which is that she is living with her parents who are employed and working in Jamshedpur, therefore, the address given by her is of Jamshedpur at Jharkhand. That can be a temporary address but cannot be a permanent address. In addition to that the reservation is available to a caste who is resident of that State. It

cannot be extended on the basis of a caste of yet another State.

Since the B.P.S.C. has no mechanism to go and investigate these facts which are being urged at the bar, they have gone by the information made available by the petitioner in the application form and the declaration made in the OMR.

The decision of B.P.S.C. seems to be correct flowing from the information made available in the application form of the petitioner. The results have been declared according to the available declarations made by the petitioner.

There is no infirmity. Writ is dismissed.

(Ajay Kumar Tripathi, J.)

SanjayKumar/-

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	09.05.2016
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