

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.9988 of 2015

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Vedika Parashar (Minor), D/o Mrityunjay Kumar, Resident of B/201, Hari Om Apartment (Near Narmada Apartment) Exhibition Road, Patna-800001, through her father Mrityunjay Kumar, Son of Late Suresh Prasad Singh, Resident of B/201, Hari Om Apartment (Near Narmada Apartment), Exhibition Road, Patna-800001.

.... Petitioner

Versus

1. The Council for the Indian School of Certificate Examination through its Chief Executive and Secretary having its Office at Pragati House, 3rd Floor, 47-48, Nehru Place, New Delhi-110505.
2. The Chairman, Council for the Indian School Certificate Examinations, having its office at Pragati House, 3rd Floor, 47-48 Nehru Place, New Delhi-110505.
3. The Executive Officer-cum-Secretary, Council for the Indian School Certificate Examinations, having its office at Pragati House, 3rd Floor, 47-48 Nehru Place, New Delhi-110505.
4. The Education Officer, CISCE, Pragati House, Nehru Place, New Delhi.
5. Carmel High School, through its Principal, Bailey Road, Patna-800001.
6. The Principal, Carmel High School, Bailey Road, Patna-800001.

.... Respondents

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Appearance :

For the Petitioner : Mr. Rajan, Advocate

For the Res. No.3 : Mr. Amresh Kumar Sinha, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 01-03-2016

Since there is no provision for re-evaluation, this Court is not willing to summon the answer book of the petitioner in any subject much less Physics to carry out that exercise.

The Board has filed a counter affidavit. They have taken a stand that re-checking has been done and no change was found in the marks of Physics as well as Biology, therefore, any apprehension expressed on behalf of the petitioner's counsel that if comparison is made with regard to performance in other subjects vis-à-vis these two papers then obviously petitioner was expecting better

result cannot be used as a logic because it is an individual's performance in every paper by the candidate which makes the difference in evaluation or award of marks and not the perception.

It is a misplaced kind of expectation and demand to make by the petitioner in the present writ application which this Court is not willing to allow.

Writ application is dismissed.

(Ajay Kumar Tripathi, J.)

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