

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.2032 of 2015

IN

Civil Writ Jurisdiction Case No. 8064 of 2015

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Kailash Nath Tiwari, Son of Sri Daya Shankar Tiwari Resident of Village -
Agsara, P.S. Darauli, District - Siwan, at Present resident at LD - 25 - L, Running
Shed Colony, Terhipullia, Alambagh, Lucknow (U.P.)

.... Appellant/s

Versus

1. The State of Bihar, through the Principal Secretary, Department of Education,
Bihar, Patna
2. The Director, State Council of Educational Research and Training, Bihar, Patna
(SCERT) Cum Coordinator, Bihar Elementary Teacher Eligibility Teat (BETET)
3. The Bihar School Examination Board, Patna through its Secretary

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Ajay Kumar Pandey, Advocate
For the Respondent/s : Mr. Avinash Kumar, SC 30

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 06-09-2017

Seeking exception to an order passed on 10.09.2015 in
CWJC No. 8064 of 2015 this appeal has been filed by the appellant
under Clause 10 of the Letters Patent.

The petitioner-appellant challenged the evaluation of
Paper No. II with regard to the Bihar Elementary Teachers
Eligibility Test, held in the year 2011. It was the case of the
petitioner that 11 questions have been incorrectly included and their
answers are incorrect and he wanted deletion of 11 questions.

The learned Writ Court found that for the examination



held in the year 2011, now in the year 2016, interference cannot be made, that also when the petitioner approached this Court by filing the writ petition it had become too late.

No error has been committed by the learned Writ Court in dismissing the writ petition warranting interference by us into this appeal. The appeal is therefore dismissed.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

mrl

AFR/NAFR	NAFR
CAV DATE	N.A.
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