

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.1621 of 2013
IN
Civil Writ Jurisdiction Case No. 14259 of 2013**

- =====
1. The Bihar Combined Entrance Competitive Examination Board, I.A.S. Association Building, Near Airport, Patna- 14, Through Its Chairman.
 2. The Chairman, Bihar Combined Entrance Competitive Examination Board, I.A.S. Association Building, Near Airport, Patna- 14
 3. The Secretary, Bihar Combined Entrance Competitive Examination Board, I.A.S. Association Building, Near Airport, Patna- 14

.... Appellant/s

Versus

1. Dr. Pratap Narayan Jha S/O Shri Prabhakar Jha Resident Of Village- Banghrahta, P.O- Asi, P.S- Ghanshyampur, District- Darbhanga.
2. The State Of Bihar Through Secretary, Govt. Of Bihar, Patna.
3. The Medical Council Of India, Pocket- 14, Sector- 8, Dwarika, New Delhi- 110077.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Vikas Kumar
For the MCI: Mr. Kumar Brijnandan, Advocate
Mr. Tarees Hameed, Advocate

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**CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI
and
HONOURABLE JUSTICE SMT. NILU AGRAWAL**

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI)

Date: 03-03-2017

I. A. No. 8883 of 2013 is allowed.

Delay of 35 days is condoned.

The appeal also stands allowed in view of the fact that the order passed in C. W. J. C. No. 13112 of 2013, which formed the basis for allowing the writ application, against which the present appeal has been preferred, itself, has been set aside in L. P. A. No. 1024 of 2013 on 09.10.2013.

If this be so, the impugned order, dated 29.07.2013,



passed in C. W. J. C. No. 14259 of 2013, is set aside, for the rational and reasoning provided by the Division Bench in its order, dated 09.10.2013.

Appeal is allowed.

(Ajay Kumar Tripathi, J)

(Nilu Agrawal, J)

SKM/-

AFR/NAFR	N.A.F.R.
CAV DATE	
Uploading Date	07.03.2017
Transmission Date	

