

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13850 of 2017

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Sapna Kumari, Daughter of Birendra Sharma, Resident of Village-
Samardiha, P.S.- Karagahar, District- Rohtas (Bihar).

... .. Petitioner/s

Versus

1. The State Of Bihar through the Principal Secretary, Education Department,
Government of Bihar, Patna
2. The Bihar School Examination Board, Patna through its Secretary.
3. The Chairman, Bihar School Examination Board, Patna.
4. The Secretary, Bihar School Examination Board, Patna.
5. The Principal, Subedar Singh College, Karaghar, District- Rohtas.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Dhanendra Chaubey
For the Respondent/s : Mr.Kameshwar Kumar -Gp17

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 05-07-2019 Heard learned counsel for the petitioner and the

respondents.

The matter of granting grace marks/additional grace
marks is not a matter of judicial scrutiny. In the given situation,
considering the hardship, the Board or its Chairman may take
decision that cannot be a ground to grant indulgence by this
Court in writ proceeding.

However, the Court is of the view that if the Board
takes decision to grant grace marks, the decision of the Board
should be on uniform basis and not on pick and choose basis.

If others have been granted grace marks, the petitioner



and all other similarly situated persons shall also be entitled to the benefit of grace marks.

It is made clear that this Court has not expressed any opinion for grant of grace marks, but granting the benefit of grace marks by the Board shall be on uniform basis.

(Anil Kumar Upadhyay, J)

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