

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.7151 of 2019

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Ravi Ranjan Kumar Son of Achhai-Yabar Singh Yadav Resident of Village-
Gaurav, P.O.- Dumarkanday, P.S.- Karakat (Gorai) District- Rohtas at
Sasaram

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Chairman, Central Selection Board (Constable Appointment), Sri Sai
Tara Complex, I.S. Colony, Jawaharlal Nehru Road, Patna
3. The Director General of Police, Sardar Ballabh Bhai Patel Bhawan, Bailey
Road, Patna
4. The Superintendent of Police, Patna

... .. Respondent/s

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Appearance :

For the Petitioner	:	Mr. Rajive Ranjan Singh, Advocate
For the State	:	Mr. Sailesh Kumar, AC to GP-5
For the CSBC	:	Mr. Sanjay Pandey, Advocate
		Mr. Binod Kumar Mishra, Advocate
		Mr. Vivek Anand Amritesh, Advocate

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL JUDGMENT

Date : 29-04-2019

Heard the learned counsel for the parties.

2. The petitioner, an aspirant for being
appointed as Constable/Driver, is aggrieved by the
decision of the respondent/Board to fail him in the test
which was conducted for the selection.

3. While approaching this Court, the petitioner
thought it prudent to seek a direction for production of
C.C.T.V. footage of selection process for determining



whether such test was conducted fairly. It is the further case of the petitioner that he was wrongly ousted from participating in the 3rd , 4th and 5th stages of test and was only made to give his test for jeep driving and car driving. It has been urged that if he is made to appear before the authorities to demonstrate his driving skills, he shall surely be successful and which would be indicative of the process of selection not being fair.

4. Mr. Sanjay Pandey, the learned counsel for the Central Selection Board (Constable Appointment), has submitted from the records that when the petitioner was not successful in the test of car driving and was marked 'zero' for the same. The petitioner has signed on the sheet containing the marks obtained by him. It is precisely for this reason, viz., the petitioner having failed in the test of car driving, that he was not allowed to participate in the other stages of test. The C.C.T.V. which was installed at the centre of the examination/test was for the purposes of preventing/tracking any outside interference and,



therefore, the focus of the camera was not kept on the candidates. In that event, Mr. Pandey, learned advocate, has stated that even if such prayer of the petitioner for summoning the C.C.T.V. footage be allowed, it will not given any insight to this Court with respect to the fairness of the examination/test, which was conducted.

5. It has further been submitted that in all the stages of test, Class-I Gazetted employees of the Government were deputed to oversee that the examination/test is conducted fairly and merely because the petitioner has failed in one part of the test, it would not be open for him to challenge the entire process as being unfair.

6. This Court finds no merit in the petition, especially in view of the fact that the appointment process has been completed and a large number of Constables/Drivers have been appointed. As such, this Court finds the prayer made on behalf of the petitioner to be untenable.



7. The petition is, accordingly, dismissed.

8. In case, any fresh appointment process is undertaken by the Central Selection Board (Constable Appointment), it is needless to state that if the petitioner applies, no disqualification shall attach to his candidature, if he is otherwise eligible.

(Ashutosh Kumar, J)

krishna/-

AFR/NAFR	NAFR
CAV DATE	NA
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