

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No 25017 of 2013

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Gopal Kumar Singh, Son Of Shri Raj Kishore Singh, Resident Of Village and
Post - Chouria, P.S. - Fesar, District - Aurangabad

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Chairman of the Bihar Staff Selection Commission, Patna
3. The Joint Secretary-Cum-Director, Prison and Home Department, the State
Of Bihar, New Secretariat, Patna
4. The Inspector General of Prison, the State Of Bihar, New Secretariat, Patna

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Shailesh Kumar Singh
For the Respondent/s : Mr. Rajiv Roy

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 23-05-2019 Matter has been listed today in the Summer Vacations
as the learned counsel for the petitioner was desirous for
consideration of his case during vacation.

The slip for listing was filed pursuant to notice dated
08th May 2019, published prior to the vacation.

Matter is, accordingly, taken up for consideration as
both parties are present and willing to assist the Court for
disposal of the matter.

Heard learned counsel for the petitioner and the
respondent-State.

Writ petition has been filed claiming exemption from
physical test as petitioner claims to be a Home Guard candidate



in the process of selection for Constables conducted pursuant to Advertisement No 1 of 2013.

Specific stand of the State is that the Resolution dated 04.09.2013 providing for such exemption came subsequent to the Advertisement under which the petitioner had applied. The exemption, therefore, was not to have retrospectivity and not applicable to the selection process in question where petitioner had participated.

Petitioner's counsel submits that he has also applied in Advertisement No 10 of 2013 published subsequently.

Since, the Resolution dated 04.09.2013 was applicable in Advertisement No 10 of 2013, no further order is required to be passed in the instant proceedings as learned counsel for the petitioner is not in a position to inform the Court as to what has been the outcome of the subsequent selection process arising out of Advertisement No 10 of 2013 in which the petitioner has applied.

Writ petition deserves no consideration. It is, accordingly, dismissed.

(Madhuresh Prasad, J)

M.E.H./-

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