

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.562 of 2019

In
Civil Writ Jurisdiction Case No.9831 of 2019

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Arvind Kumar Chaudhary presently posted as the controller of Examination,
Bihar Combined Entrance Competitive Examination Board, I.A.S Association
Building, Near Patna Airport, District-Patna-800014

... .. Appellant/s

Versus

1. Pappu Kumar, Son of Sikendra Bhagat R/o Village and P.O.-Rupauli, P.S.-
Rupauli, District-Purnia-854204 (Bihar)
2. The State of Bihar through the Chief Secretary, Government of Bihar, Patna
3. The Principal Secretary Health Department, Government of Bihar, Patna
4. Bihar Combined Entrance Competitive Board through its Chairman-cum-
Member, Board of Revenue, I.A.S. Association Building, Near Patna
Airport, District-Patna-800014
5. The Chairman-cum-Member Board of Revenue, Bihar Combined Entrance
Competitive Examination Board, I.A.S. Association Building, Near Patna
Airport, District-Patna-800014
6. The Member Secretary-cum-Director Indigenous Medical Education
(Ayurveda), Patna, Bihar Combined Entrance Competitive Examination
Board, I.A.S. Association Building, Near Patna Airport, District-Patna-
800014

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Prasoon Sinha, Adv.
For the Respondent/s : Mr.

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 18-02-2020 The appeal filed on 6.5.2019 is listed for hearing for
the first time today before the Court.

This appeal has been preferred against the order dated
3.5.2019, passed in C.W.J.C. No. 9831 of 2019, by a learned
Single Judge of this Court whereby and whereunder the writ



petition has been disposed of with the alleged agreement of the parties and the appellant was directed to permit the petitioner to opt for the requisite courses against the left over seats pertaining to the EBC category for which the counselling was going on that day.

Learned counsel for the appellant states that the present appellant, Respondent No. 3 in the writ petition, had never consented to the passing of the order.

Be that as it may, the fact of the matter being that the writ petitioner, namely Pappu Kumar, Respondent No.1 herein, has appeared in the combined entrance competitive examination and not having qualified the examination was not given permission.

As such, in our considered view, the present appeal has become infructuous.

Appeal stands disposed of as having become infructuous.

(Sanjay Karol, CJ)

(S. Kumar, J)

K.C.Jha/-

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