

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1470 of 2018

In

Civil Writ Jurisdiction Case No.13701 of 2018

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Anant Kumar, S/o Banaras Prasad Singh, Resident of Mohalla - Qr. No. -
H.I.G. 1/11, Dindli Basti Near Sarita Cinema Adityapur Saraykala,
Kharsawan, P.S. - Adityapur, District Saraykala.

... .. Appellant/s

Versus

1. The Institution of Engineers (India) through its Chairman the Institution of Engineers (India) at 8 Gokhala Road, Kolkata- 770020
2. The Director, Education Examination and Accreditation Department (EE & A) the Institute of Engineers (India) & Gokhala Road, Kolkata- 770020
3. Chairman (Local Centre) IEI Bihar State Centre at Beer Chand Patel Path, Patna Bihar.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Binod Kumar, Advocate

For the Respondent/s :

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 31-01-2020

Heard learned counsel for the appellant and learned
counsel for the respondents.

Delay in filing the instant appeal stands condoned.

The instant memo of appeal is directed against the
order dated 23.08.2018 passed by a learned Single Judge of this
Court in C.W.J.C. No. 13701 of 2018, titled as Anant Kumar Vs.
The Institution of Engineers (India) & Ors., whereby the writ
petition has been dismissed.



The impugned order dated 23.08.2018 passed in C.W.J.C. No. 13701 of 2018, titled as Anant Kumar Vs. The Institution of Engineers (India) & Ors. is reproduced herein under:-

The petitioner has been awarded only 28 marks out of 100 in the subject 'Manufacturing Science' paper of Section-B examination held by the Institution of Engineers (India). It is his case that he had expected at least 50 out of 100 in the said paper. It has been vaguely stated in the writ application that upon inspection of the answer sheet, which the petitioner had an occasion to inspect, he has found that his answer sheet has been arbitrarily examined. Such vague plea cannot make a sustainable foundation to consider the petitioner's case for directing the respondents to re-evaluate his answer sheet.

I do not find any merit in this application. This application is dismissed."

From the record it could not be shown as to how the order is perverse. The Statute does not provide for re-evaluation, that apart, the learned Single Judge rightly held the averments in the petition, qua the petitioner's expectation of higher marks, to be unfounded.

As such, we find no reason for interfering with the



order impugned herein.

The appeal stands dismissed.

(Sanjay Karol, CJ)

(Mohit Kumar Shah, J)

P.K.P./-

AFR/NAFR	
CAV DATE	
Uploading Date	05.02.2020
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