

**12.04.2021**  
Ct. No.13  
Sl. No.18  
akd

**W.P.A. 7189 of 2020 [via video conference]**  
**CAN 1 of 2020**

*[Amit Poddar -Vs- Union of India & Ors.]*

Mr. Ratul Biswas  
Mr. Gopal Das

... .. for the petitioner

Despite repeated notices, the respondents are not represented. Notices dated 6<sup>th</sup> April, 2021 and 9<sup>th</sup> April, 2021 respectively may be kept with the record.

The writ petitioner is aggrieved by the order dated 4<sup>th</sup> August, 2020 issued by the Indian Council of Medical Research / National Institute of Cholera and Enteric Diseases. The petitioner participated in the process of selection to the post of Lower Division Clerk in terms of notification for employment issued in August, 2019. The petitioner was unsuccessful. The petitioner under the RTI Act requested for the question booklet, the answer key and his answer sheet. He also asked for the marks obtained by him in the online examination held on 26<sup>th</sup> July, 2019 and the cut-off marks.

It was communicated to the petitioner that he secured 54.75 (60.83%) in the MCQ test. He also secured 21.83 Gross WPM and 21.33 Net WPM.

It was further indicated that the cut-off marks for the written test was 50% for General category and 40% for reserved category. The minimum speed for typing was 35 w.p.m.

In these circumstances, this Court does not find any infirmity in the rejection of the petitioner's case.

The non-supply of the answer script, question paper or the answer key is irrelevant and academic in the facts and circumstances of the case.

Hence, the writ petition must fail and is hereby dismissed.

In view of dismissal of the writ petition, CAN 1 of 2020 is also disposed of.

There shall be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

***(Rajasekhar Mantha, J.)***