

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5831 of 2018

1. Vinod Kumar son of Shaket Singh, resident of Village- Kemara, P.S.- Chewada, Post- Diha, District- Sheikhpura, Homguard No. 450504
2. Sonu Kumar, son of Ashok Singh, resident of Village- Kosra, Post Jiyanbiga, P.S. District- Sheikhpura. Home Guard No. 450420
3. Kamlesh Kumar Yadav, son of Baleshwar Yadav, resident of Village P.O. P.S.- Chewara, District- Sheikhpura. Home Guard No. 450516.
4. Kundan Kumar, son of Karu Singh, resident of Village- Ekarha, Post-Ekarha, P.S.- Chewara, District- Sheikhpura. Home Guard No. 450501.
5. Gauri Shanker Kumar, son of Lakshmi Saw, resident of Village- Gosaymadhi, Post- Audhe, P.S. District- Sheikhpura. Home Guard No. 450443.
6. Ranjeet Kumar, son of Asharfi Yadav, resident of Village- Makdumpur, Post P.S. District- Sheikhpura.
7. Chandan Kumar, son of Triveni Sharma, resident of Village- Girihinda, Post P.S. District- Sheikhpura.
8. Amit Kumar, son of Bindeshwar Prasad, resident of Village- Narayanpur Garh, Post P.S.- Barbiga, District- Sheikhpura. Home Guard No. U 450627.
9. Satish Kumar, son of Karyanand Mahto, resident of Village- Kamta, Post-Kamta, P.S. District- Sheikhpura. Home Guard No. 450454.
10. Radheshyam Kumar, son of Lala Ram, resident of Village P.S.- Ghat Kusumbha, Post- Kusumbha, District- Sheikhpura. Home Guard No. 450561.
11. Devnandan Kumar, son of Birendra Lal, resident of Village- Nasibchak, P.O. P.S.- Barbiga, District- Sheikhpura, Home Guard No. 450626.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The State of Bihar through Secretary of Home Special Department, Government of Bihar, Patna.
3. The State of Bihar through Joint Secretary of Home Special Department, Government of Bihar, Patna.
4. The State of Bihar through Secretary of Police Department, Government of Bihar.
5. The Director General of Police, Patna.
6. The Secretary of Central Selection Board of Constable, Bihar at Patna.
7. The President of Central Selection Board of Constable, Bihar at Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s : None.



For the Respondent/s : Mr. Raghwanand, GA-11
Mr. Prabhat Kumar, AC to GA-11
For the C.S.B.C. : Mr. Sanjay Pandey, Advocate
Mr. Binod Kumar Mishra, Advocate
Mr. Vivek Anand Amrithesh, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

3 27-09-2023 No one appears on behalf of the petitioners though the respondents are present.

2. A counter affidavit on behalf of the Central Selection Board of Constable, Bihar, Patna (respondent nos. 6 and 7) is on record and paragraph 12 read as follows:

12. That the petitioners appeared in the physical evaluation test on their respective dates. The petitioners failed in the running test. They were required to run 01 (one) mile [1.6 km/1600 m (05 rounds of 320 m)] in maximum 06 (six) minutes. The petitioners failed in running test as they did not complete the running test in maximum 06 (six) minutes (360 seconds). Its result status is prepared and in which name of the candidate, serial number, roll number, date of birth, number of lap completed by the candidate, start time of running and end time of running and total time taken in running is indicated. All the petitioners are Home Guard category candidates. The result status of the running test of the petitioners is as follows:



Sl No.	Roll No.	Name	DOB	Laps	Start Time	End Time	Time Taken (sec)	Race Result
1.	6644070215	Vinod Kumar	25.12.1990	5	14:41:07	14:47:11	364	Fail
2.	6644070224	Sonu Kumar	11.01.1991	5	14:41:10	14:47:21	371	Fail
3.	5544030275	Kamlesh Kumar Yadav	05.02.1988	5	15:23:33	15:29:45	373	Fail
4.	6644070281	Kundan Kumar	05.02.1989	5	15:23:31	15:29:41	370	Fail
5.	6644020184	Gauri Shankar Kumar	08.06.1991	5	15:28:48	15:34:54	366	Fail
6.	7739110373	Ranjeet Kumar	11.09.1990	5	11:08:58	11:15:16	377	Fail
7.	7739100279	Chandan Kumar	01.01.1990	5	08:30:55	08:37:24	388	Fail
8.	7739110368	Amit Kumar	15.04.1989	5	08:19:50	08:26:23	392	Fail
9.	6644070202	Satish Kumar	31.12.1990	5	14:41:04	14:47:10	366	Fail
10.	6644060002	Radhe Shyam Kumar	21.01.1991	5	14:41:14	14:47:43	389	Fail
11.	6644010416	Devanandan Kumar	12.10.1987	5	14:06:52	14:13:26	394	Fail

3. From the record, it is clear that the petitioners failed in the test and as such no relief can be granted to them.

4. However, as no one has appeared, the writ petition stands dismissed for non-prosecution.

(Rajiv Roy, J)

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