

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.840 of 2014

In
Civil Writ Jurisdiction Case No.11356 of 2013

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Vidyapati Paswan, Son of Vijay Kumar Paswan, resident of Village-
Ghorsardapur, P.O- Chigree, P.S- Kusheswar Asthan, District- Darbhanga.

... .. Appellant

Versus

1. The State Of Bihar.
2. The Director General- Cum- Inspector General of Police, Bihar, Patna.
3. Central Selection Board through the Chairman, Patna Bihar
4. The Railway Superintendent of Police, Muzaffarpur.

... .. Respondents

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Appearance :

For the Appellant/s	:	Mr.Mani Bhushan Kumar, Advocate
For CSBC	:	Mr. Sanjay Pandey, Advocate
		Mr. Binod Kumar Mishra, Advocate
		Mr. Vivek Anand Amritesh, Advocate
For the Respondent/s	:	Mr. Saurabh Kumar, AC to SC-22

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CORAM: HONOURABLE MR. JUSTICE P. B. BAJANTHRI
and
HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL JUDGMENT
(Per: HONOURABLE MR. JUSTICE P. B. BAJANTHRI)

Date : 02-04-2024

The present L.P.A. is of the year 2014. Matter relates to selection and appointment to the post of Constable. Appellant has assailed the order of learned Single Judge dated 09.04.2014 passed in C.W.J.C. No. 11356 of 2013. The learned Single Judge has passed the following order:

*“A copy of the counter affidavit will
be made over to the counsel for the petitioner
today with all the annexures.*

It is left open to the petitioner to



decide his future course of action in view of the fact that Medical Board has found him to be a colour blind and that is the reason for his non-selection and appointment.
Writ application is disposed of in terms of the above.”

2. Perusal of the same it is evident that appellant has colour blind vision, which is not suitable to the Constable post.

3. Learned counsel for the appellant submitted that such a defect would not be a hurdle for selection and appointment to the post of Constable in the light of the procedure/essentials for the purpose of eye-vision.

4. In this regard, he has not pointed out any statutory provision to the extent that colour blind would not be a hurdle for selection and appointment to the post of Constable. In the absence of those material, the appellant has not made out a case. Hence, Appeal stands dismissed.

(P. B. Bajanthri, J)

(Alok Kumar Pandey, J)

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AFR/NAFR	NAFR
CAV DATE	NA
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