IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20375 of 2016

CNR No. BRHC010103022016

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Md. Nawab Alam Son of Late Md. Raeesh-uddin, R/o Village- Akbarpur, P.S.- Barh, District- Patna.

... ... Petitioner/s

Versus

1. The State Of Bihar and Ors
2. The Chief Secretary, Government of Bihar, Patna.
3. The Principal Secretary, General Administration Department, Government of Bihar, Patna.
4. The Principal Secretary, Social Welfare Department, Government of Bihar, Patna.
5. Bihar Staff Selection Commission through its Secretary, Veterinary College, Patna- 800001.
6. The Chairman, Bihar Staff Selection Commission, Veterinary College, Patna- 800014.
7. The Secretary, Bihar Staff Selection Commission, Veterinary College, Patna- 800014.
8. Md. Wasi Khan, son of Md. Jaied Khan, Librarian through Principal Secretary, General Administration Department, Government of Bihar, Patna.

... ... Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Arvind Kumar Sharma, Advocate
For the State	:	Mr. S.P. Prasad, A.C. to S.C. No.2
For the Respondent/s	:	Mr. Satyabir Bharti, Sr. Advocate Ms. Kanupriya, Advocate Mr.Md. Nashrul Hoda Khan- S.C.-1

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CORAM: HONOURABLE MR. JUSTICE GIRIJISH KUMAR

ORAL ORDER

2 20-11-2026 Heard learned counsel for the parties concerned.

2. The present writ application has been filed for the following relief(s):

"...A. For directing the Principal Secretary, General Administration Department to

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produce appointment letter of Md. Wasi Khan, the respondent no.8, who has been appointed to the psot of Librarian against advertisement no.110/2010 as contained in Annerure- and also for quashing the same.

B. Also for writ of mandamus commanding the Bihar Staff Selection Commission and its authorities to recommend the name of the petitioner to the post of librarian against advertisement no.110/2010 considering merit position of preference exercised by the petitioner as per terms and conditions incorporated in advertisement no.110/2010 and criteria fixed by the government for appointment.

C. Also for directing the Principal Secretary, General Administration Department to ensure issuance of appointment letter to the post fo librarian against advertisement no. 110/2010 in favour of the petitioner who got more marks than the respondent no.8 and give all consequential service benefit including seniority the day on which the private respondent no.8 has been

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appointed to the post of librarian.

D. And also for any other relief or reliefs for which the petitioner is found entitled in the eye of law."

3. A counter affidavit has been filed on behalf of Respondent Nos. 5 to 7, wherein the categorical stanad of the Bihar Staff Selection Commission, as stated in paragraphs 6 and 7 thereof, is that the post of Librarian has been given only to those successful candidates who had their optional Library Science subject in Graduation. It further appears from the online application submitted by the petitioner, i.e., Annexure R/1 to the counter affidavit, that the petitioner is graduate in Science and does not possess the qualification in Library Science, which is prerequisite for appointment to the post of Librarian.

4. Learned counsel appearing on behalf of the Bihar Staff Selection Commission stated that copy of the counter affidavit had been served upon learned counsel for the petitioner on 10.02.2017. However, no rebuttal to the statements made in the counter affidavit on behalf of Respondent Nos. 5 to 7 has been filed by the petitioner.

5. In view of the aforesaid submissions made by learned counsel appearing on behalf of the Bihar Staff Selection

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Commission and the statements made in the counter affidavit, nothing survives for consideration in the present writ application.

6. Accordingly, the writ application is dismissed.

(Girijish Kumar, J)

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