

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.5925 of 2026

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Savita Kumari Wife of Vijay Kumar, Resident of Village- Baghnagri, P.S.- Baghnagri, District- Muzaffarpur, Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar through Additional Chief Secretary, Department of Education, Government of Bihar, Patna.
2. The Additional Chief Secretary, Department of Education, Government of Bihar, Patna.
3. The Chairman, Bihar School Examination Board, Sinha Library Road Budh Marg, Patna, Bihar- 800017.
4. The Secretary, Bihar School Examination Board, Sinha Library Road, Budh Marg, Patna, Bihar- 800017.
5. The Examination Controller, Bihar School Examination Board, Sinha Library Road, Buddh Marg, Patna, Bihar- 8000017.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Adarsh Ranjan, Advocate
For the Respondent/s	:	Additional Advocate General 9
		Mr. P.K. Shahi, AG
		Mr. Kumar Shanu, Advocate

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 23-04-2026 Heard learned counsel for the petitioner and

learned counsel for the respondents.

2. The instant writ application has been filed for the
following reliefs:-

(i) For directing the respondent to consider the appointment of the petitioner on the put of primary teacher where as the cut-off marks of TRE-03 was 48 marks of EWS (Female) candidate, whereas the petitioner has obtained 47 marks.

(ii) For directing the respondent authority to consider the claim of the petitioner when they reduce the cut-off marks of TRE-03.



(iii) For directing the respondent authority to appoint the petitioner on the post of Primary Teacher.

(iv) For any other relief to which the petitioner is found entitled in the facts and circumstances of the case.

3. Learned counsel for the petitioner submits that the petitioner applied online for the BPSC (School Teacher Recruitment, 2023) under the Education Department, Government of Bihar, Advertisement No. 26 of 2023, through its website. Admittedly, the petitioner, who falls within the EWS (Female) category, has obtained 47 marks in the said examination, whereas the cut-off marks for the said category is 48 marks. It is the case of the petitioner that the authorities of BPSC may be directed to consider her case in the event the cut-off marks are reduced to 47 marks.

4. At this stage, learned counsel for the State and the Bihar School Examination Board submit that if there is any reduction in the cut-off marks, then the cases of the candidates shall be considered strictly in accordance with their merit and seniority, and the petitioner is only presuming that her case would not be considered.

5. In view of the submissions advanced by the parties, this Court directs the authorities of BPSC that, in the event the



cut-off marks are reduced to 47 marks and the petitioner falls within the zone of consideration, her case shall be considered in accordance with law.

6. Accordingly, the writ application stands disposed of.

(Ajit Kumar, J)

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