

IN THE HIGH COURT OF JUDICATURE AT PATNA

CWJC No.16640 of 2004

DINESH, son of late Ramagya Singh, resident of village – Ramban,
P.O. Phulkahan, P S – Shyampur Bhatahan, District – Sheohar.

Versus

1. THE BIHAR PUBLIC SERVICE COMMISSION, through its
Chairman, Bailey Road, Patna.
2. The Secretary, Bihar Public Service Commission, Bailey Road,
Patna.

08. 31.8.2010


The assertion made in the writ application on behalf of the petitioner is his self assessment. According to him, petitioner ought to have obtained 244 marks instead of 207 marks.

What is the basis for such an assertion is not known because the Court had directed production of the answer-sheet of the petitioner from which it is evident that it was objective type questions which was set in the said examination. The evaluation of all those papers was based on the optical reading by a computer and marks have been awarded to the petitioner.

It is evident that because the petitioner had only 207 marks and the last persons to be appointed had 216 marks, the appointment obviously could not flow in favour of the petitioner. The Court had a look at the answer sheet, which does not have any specific evidence of tampering or interpolation which the petitioner has alleged or apprehends.

There is no occasion for this Court to pass any order in favour of the petitioner in view of the materials produced on behalf of the BPSC.

Writ is dismissed.


(Ajay Kumar Tripathi, J.)