

No. of Order

Date of Order

ORDER WITH SIGNATURE

(if any) taken on order.

In the High Court of Judicature at Patna
C.W.J.C.No. 12311 of 1999
Chandra Shekhar Pd.Sinha
Versus
The Bihar Public Service Commission & ors

Handwritten initials in circles: 'CG' and 'SOS'

5. 17.3.2005

Heard learned counsel for the petitioner and learned counsel appearing for Bihar Public Service Commission.

Petitioner has been held guilty by the Bihar Public Service Commission for using unfair means in the 2nd Primary Teachers' (Mains) Competitive Examination held on 5-9-99. On calling for the original answer books submitted against the name and roll number of the petitioner for examination in three subjects held on 5-9-99, this court found that for the subject of mathematics two complete answer books for the same set of questions had been submitted against the name and roll number of the petitioner. In such circumstances the Commission was justified in issuing notice dated 17-11-99 and taking action against the petitioner. It makes no difference that subsequently for other reasons the original examination held on 5-9-99 was cancelled and re-examination was held at a later date. This court finds no good ground to interfere in the matter in the writ jurisdiction after having perused the original answer books and after going through the counter affidavit filed on behalf of Bihar Public Service Commission.

The writ petition is dismissed.

Sd/- Shiva Kirti Singh, J.

Handwritten notes: '2/17/05', 'Sinha', '2/14'



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