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IN THE HIGH COURT OF JUDICATURE AT PATNA
CWJC No.13628 of 2008
DINESH TRIPATHY
Versus
THE STATE OF BIHAR & ORS

For the Petitioner : Mr. Rajesh Kumar, Advocate

For the Respondents: Mr. Shailendra Kumar Jha, Advocate

For the B.P.S.C. : Mr. Sanjay Pandey, Advocate

P R E S E N T

**Hon'ble the Chief Justice
&
Hon'ble Mr. Justice Kishore K. Mandal**

Dated, the 11th September, 2008.

At the outset, Mr. Rajesh Kumar, the counsel for the petitioner sought for adjournment. However, prayer for adjournment was objected to by the counsel for the Bihar Public Service Commission. He submitted that issues raised in the writ petition stand concluded by the order dated 11th July, 2008 in the case of Vinod Prasad Vs. Bihar Public Service Commission and ors., it was observed thus:

“From perusal of the application dated 20th August, 2007 made by the petitioner, it is apparent that he sought re-assessment/re-evaluation of two papers, namely; (1) Elementary General Science and (2) Law of Transfer and Property.

We are afraid, the Rules do not provide re-assessment/re-evaluation and, therefore, the grievance of the petitioner cannot be examined on merit.”

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2. In view thereof, this writ petition is liable to be dismissed and is dismissed in limine.

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R.M. Lodha, CJ

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Kishore K. Mandal, J.

Anil/

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15/5/08