

IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P(S) No. 4202 of 2020

With

I.A. No. 10158 of 2022

Rakesh Kumar

.... Petitioner(s).

Versus

1. State of Jharkhand
 2. Principal Secretary, Depart. of Personnel & Administrative Reforms, Govt. of Jharkhand, Ranchi
 3. Jharkhand Public Service Commission through its Secretary, Circular Road, Ranchi
 4. Examination Controller, Jharkhand Public Service Commission, through its Secretary, Circular Road, Ranchi
- Respondent(s)

CORAM : HON'BLE MR. JUSTICE ANANDA SEN.

For the Petitioner(s) : Md. Zaid Imam, Advocate
For the JPSC : Mr. Sanjoy Piparwall, Advocate

6/05.01.2023

In this writ application, petitioner has prayed to call for all his answer-sheet pursuant to Advertisement No. 23 of 2016 and re-evaluate the same as according to the petitioner the evaluation is arbitrary. He further prays that one post should be kept vacant pursuant to Advertisement No. 23 of 2016 to accommodate the petitioner after such revaluation. He also prays that revaluation should be made by independent agency under the supervision of the court.

Admittedly, petitioner appeared in a main examination of Combined Civil Services pursuant to Advertisement No. 23 of 2016 published by Jharkhand Public Service Commission for the post of Deputy Collector.

Petitioner's result was published wherein he had obtained less marks than the cut off marks, thus he was declared unsuccessful and was not finally selected. The numbers in each paper he has received is also reflected in the mark-sheet which is at page 29 of the writ application. Since the petitioner obtained less marks than the cut off marks no relief can be granted to the petitioner. Further the Hon'ble Supreme Court in the case of ***Pramod Kumar Srivastava Vrs. Chairman Bhara Public Service Commission*** reported in ***2004 (6) SCC 714***, has held that in the absence of any provision for the re-evaluation of answer books in the relevant rules, no candidate in an examination has any right to claim or ask for re-evaluation.

Thus I find no cogent ground has been mentioned in the entire writ application for revaluation of the answer-sheet.

Accordingly, the instant writ application stands dismissed.

I.A. No. 10158 of 2022

In view of the order passed in the main writ application, the instant interlocutory application stands disposed of.

(ANANDA SEN , J)

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