

IN THE HIGH COURT OF JUDICATURE AT PATNA
Letters Patent Appeal No.681 of 2023

In
Civil Writ Jurisdiction Case No.24780 of 2018

=====

Rajendra Prasad, Son of Yogendra Prasad, Resident of Village and Post-Nariyar, Ward No. 7, District- Saharsa.

... .. Appellant/s

Versus

1. The State of Bihar through the Principal Secretary, Higher Education, Human Resources Development, Department.
2. The Principal Secretary, Higher Education, Human Resources Development Department, Govt. of Bihar, Vikas Bhawan, New Secretariat, Patna.
3. The Principal Secretary, General Administration, Govt. of Bihar, Patna.
4. The Director, Higher Education, Human Resources Development Department, Govt. of Bihar, Patna.
5. The Bihar Public Service Commission, Jawaharlal Nehru Marg, Patna through its Chairman.
6. The Chairman, Bihar Public Service Commission, Jawaharlal Nehru Marg, Patna
7. The Secretary, Bihar Public Service Commission, Jawaharlal Nehru Marg, Patna.
8. The Additional Secretary-cum-Examination Controller, Bihar Public Service Commission, Jawaharlal Nehru Marg, Patna

... .. Respondent/s

=====

Appearance :

For the Appellant/s	:	Mr. Amarjeet Prabhakar, Advocate
For the State	:	Mr. Sarvesh Kr. Singh (AAG-13)
For the BPSC	:	Mr. Zaki Haider, Advocate

=====

CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL JUDGMENT

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

Date : 01-07-2025

The appellant is aggrieved by the judgment dated 28.03.2023, passed by a learned Single Judge of this Court in CWJC No. 24780 of 2018, by which the arguments made



on behalf of the appellant/writ petitioner therein, were not accepted.

2. It appears that against an appointment process for the post of Assistant Professor initiated in 2014, the appellant had applied for the post of Assistant Professor in Economics. He had the qualification of Masters in Rural Economics and had also passed his B.E.T. examination with Rural Economics as his subject. He appears to have been rejected on that ground alone, as a degree in Rural Economics was not found to be equivalent to degree in Economics.

3. The contention of the appellant before the Writ Court was that after the Agrawal Commission Report, M.A. in Rural Economics is akin to M.A. in Economics.

4. This aspect was not considered.

5. Nonetheless, the learned Single Judge foreclosed any further discussion and rightly so, on the ground that the process initiated in 2014 was concluded in 2017 and, thereafter, Bihar Public Service Commission, the recruiting body, was replaced by the University Service Commission.



6. At the time of hearing of the writ petition, the process of selection was continuing.

7. In any view of the matter, considering the fact that the contentions on behalf of the appellant are with respect to the appointment process, which was initiated in 2014 and concluded in 2017, we refrain from interfering with the judgment of the learned Single Judge.

8. A hard case though, but nothing could be done.

9. The appeal is dismissed.

(Ashutosh Kumar, ACJ)

(Partha Sarthy, J)

avinash/Sujit

AFR/NAFR	NAFR
CAV DATE	N/A
Uploading Date	01.07.2025
Transmission Date	

