

IN THE GAUHATI HIGH COURT
(THE HIGHT COURT OF ASSAM, NAGALAND, MIZORAM AND
ARUNACHAL PRADESH)

WRIT PETITION (C) NO-2377 OF 2010

Pritam Hazarika Petitioner

-Versus-

The State of Assam and 8 others Respondent

SYNOPSIS

In response to an advt. vide no. 6/2006, dtd. 10.8.2006 for 116 nos of post of ACS & allied services under C.C. Exam. 2006 issued by the Assam Public Service Commission, the petitioner offered his candidature for the same & appeared in the Preliminary Exam pertaining to the aforesaid Exam. After passing it, he appeared in the C.C. (Main) Exam. but could not qualify the same so as to be entitled to appear the viva-voce test. Being aggrieved, he filed the instant case before the Hon'ble Gauhati High Court alleging anomalies in the evaluation of the answer scripts and seeking recall of the answer scripts of the C.C. (Main) Exam in respect of all candidates for evaluation & re-evaluation & consequential interference by the Hon'ble High Court on the select list published. Thereafter, the Hon'ble court after hearing all sides & perusing relevant records, found that the allegations made by the petitioner were wholly unfounded & untenable and also observed that the same have been made without minimum verification of the basic/essential facts. The marks secured by the petitioner have been omitted from the writ petition. The Hon'ble Court further held the view that the writ petition indeed was frivolous & had been filed without exercising the minimum care & caution. The intended result would have cast an onerous burden both on the Public Service Commission & the Court. The Hon'ble Court, thus, not only dismissed the writ petition but imposed a cost of Rs- 5,000/- on the petitioner.