

WP(C) 3729/2015

BEFORE

HON'BLE MR.JUSTICE MANOJIT BHUYAN

Heard Mr. S.Borthakur, learned counsel for the petitioner as well as Mr. N.Upadhayay, learned counsel representing respondent no. 1. Mr. C. Baruah, learned counsel appears on behalf of respondent nos. 2 to 5. Extra copies be furnished to the State Counsels within three days.

The matter pertains to the results declared in the Combined Competitive (Main) Examination 2013. The petitioner having qualified in the Preliminary Examination as well as Main Examination had duly appeared in the viva-voce test held on 17.3.2015. However, in the final analysis, the petitioner was not declared selected, which in turn, prompted the petitioner to make application under the Right to Information Act, 2005 seeking photo copies of his answer scripts, particularly in respect of the General Studies and General English papers. It is the contention of the petitioner that in so far as selection in the category of Labour Inspector is concerned, the cut-off marks under OBC/MOBC (Male) is 908 marks, whereas the petitioner was shown to have secured 907 marks i.e. being short of one mark to qualify for selection in the category of Labour Inspector. In so far as the answer script of General Studies Paper is concerned, the petitioner submits that some of the answers have not been evaluated by the examiners and to that end the petitioner has also produced the answer script in respect of General Studies Paper as made available to him by the APSC. On perusal of the said answer script, it goes to show that indeed some of the answers have not been evaluated.

As the original records in respect of General Studies Paper is essential to be perused, a direction is made to the APSC to produce the original answer scripts in respect of General Studies Paper of the petitioner by the next date.

In view of the above, let a Notice be issued making it returnable by four weeks

On the next date fixed, the APSC shall produce the original answer scripts, as indicated above.

Pending return of notice, one post in the category of Labour Inspector shall not be filled up.