

Board exam marks do not guarantee candidates a job

I S Shyam Prasad
shyam.prasad1@timesgroup.com

TWEETS @sprasadMIRROR

When the consideration for a job is based on marks obtained in a test conducted for that job, it does not matter what marks the candidate scored in college board exams, the High Court has said. A candidate who lost out on the job of a Junior Assistant in the Karnataka Legislative Secretariat challenged the appointment of another candidate who had scored less marks than her in her degree exams. But the other candidate had better marks in the test conducted for the job.

“The only ground on which the petition is canvassed is that respondent No.2 has scored lesser marks in the Board examinations and hence, it must be construed that respondent No.2 is a dull and weak candidate and could not have scored high percentage of marks in the viva-voce,” the HC noted. But this mere premise cannot be ground for accepting the petition,

The method of selecting the candidates for the job of Junior Assistants was the prerogative of the Speaker of the Assembly. Saying that this cannot be challenged, the court observed, “The discretion in the stipulated method of appointment of procedure for selection being with the Speaker and

“The only ground on which the petition is canvassed is that respondent No.2 has scored lesser marks and hence, it must be construed that respondent No.2 is dull and weak

—High Court



having been validly done and the petitioner having willingly participated without raising any objections, she cannot now turn around and com-

plain about the process adopted. The petitioner has not made out any ground which would warrant this Court to exercise jurisdiction and set

aside the appointment made by respondent No.1.” The call for the jobs was issued in March 2012. There were 10 posts and Anusha KN had applied under the General (Woman) Category. The minimum qualification was Graduation with computer knowledge. Anusha contended that she had scored 77.58 per cent in her BCA course while the candidate who eventually got one of the jobs had scored 54 per cent.

However, the process stipulated for selecting the candidates for the job was through a viva-voce. Anusha had scored 16 marks while the other candidate had scored 37. All the candidates who eventually got the job scored more than Anusha in the viva-voce.