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Dilip Kumar Mondal & ors.Vs.

State of West Bengal & ors. With

WPA 4715 of 2023

Shilpi Saha

Vs.

State of West Bengal & ors.

With

WPA 9315 of 2023

Biswajit Biswas & ors.

State of West Bengal & ors. with

WPA 10617 of 2023

Nandita Sarkar

State of West Bengal & Ors.

With

WPA 14104 of 2023

Rita Sarkar (Das)

Vs.

State of West Bengal & ors.

With

WPA 22860 of 2023

Lipika Pal

Vs.

State of West Bengal & ors.

With

WPA 23652 of 2023

Mira Roy

Vs.

State of West Bengal & Ors.

Mr. Bikash Ranjan Bhattacharyya, Ld. Sr. Advocate

Mr. Sudipto Das Gupta,

Mr. Bikram Banerjee,

Mr. Arka Nandy,

Mr. Saikat Sutradhar,

Mr. Sandip Sutradhar,

Mr. Suthirtha Nayek,

Ms. Sinjini Chakraborty

... for the writ petitioners

Mr. Golam Mohiuddin,

Ms. Puja Mondal

... for the petitioners in WPA 20045 of 2019, WPA 22119 of 2019, WPA 8078 of 2020, WPA 8555 of 2020, WPA 11455 of 2020, WPA 13700 of 2021, WPA 10614 of 2023, WPA 8536 of 2020,.

Mr. Anindya Bose,

Mr. Apalak Basu,

Mr. Arkadipta Sengupta,

Mr. Nazir Ahammed,

Ms. Pritha Bhaumik

 \dots for the respondent nos.6 to 8 in WPA 21665 of 2019.

Mr. Anindya Lahiri,

Mr. Arkadipta Sengupta,

Ms. Aayeshi Mukherjee

 \dots for the petitioners in WPA 3846 of 2023.

Mr. Vishak Bhattacharya,

Ms. Biyanka Bhattacharya

 \dots for the petitioner in WPA 5406 of 2022(CAN 12 of 2023).

Mr. Sudip Ghosh Chowdhury,

Ms. Shreyeta Mitra

 \dots for the added respondent in WPA 5406 of 2022

Mr. Bikash Ranjan Bhattacharya, Ld. Sr. ADvocate

Mr. Firdous Samim,

Ms. Gopa Biswas,

Ms. Payel Shome,

Ms. Sampriti Saha,

Ms. Purba Mukherjee,

Ms. Mohona Das

... for the respondents in MAT 85 of 2023, MAT 124 of 2023, MAT 250 of 2023 to MAT 382 of 2023, MAT 1302 of 2023, MAT 1304 of 2023, MAT 1072/23, MAT 1070/23, .

Mr. Bikash Ranjan Bhattacharya, Ld. Sr. Advocate.

Mr. Firdous Samim,

Ms. Gopa Biswas,

Ms. Payel Shome,

Ms. Sampriti Saha,

Ms. Purba Mukherjee, Ms. Mohona Das

... for the petitioner in WPA 7592 of 2021 to WPA 21268 of 2021, WPA 5786 of 2022 to WPA 7347 of 2022, WPA 18585 of 2021, WPA 8598 of 2022 to WPA 27164 of 2022, WPA 27168 of 2022, WPA 18589 of 2021 to WPA 18593 of 2021, WPA 8614 of 2022, WPA 8266 of 2021, WPA 16936 of 2021, WPA 5406 of 2022.

Mr. Ujjal Ray,

Mr. Arpa Chakraborty

 \dots for the added party-respondent in CAN 17 of 2023 in WPA 13700 of 2021.

Mr. Anindya Lahiri,

Ms. Tannistha Lahiri,

Ms. Pranati Das,

Mr. Anish Chakraborty

..for the appellants in WPA 5538 of 2022, WPA 25380 of 2022, MAT 124 of 2023, MAT 245 of 2023, WPA 362 of 2023, WPA 5526 of 2023, WPA 5531 of 2023, WPA 5797 of 2023, WPA 5799 of 2023, WPA 6164 of 2023, WPA 10614 of 2023, WPA 18585 of 2021 and MAT 458 of 2023

Mr. Biswabrata Basu Mallick, Ld. A.G.P.

Ms. Mrinalini Majumdar

..for the State in WPA 23761 of 2023 and WPA 26848 of 2023 $\,$

Mr. Shaktipada Jana,

Mr. Subhojyoti Das

 \dots for the addition of party in WPA 13700 of 2021.

Mr. Amitava Choudhuri,

Mr. N. Roy,

Mr. Chandan Chakraborty

... for the petitioner in WPA 366 of 2024.

Mr. Arindam Chattopadhyay,

Ms. Lipika Chatterjee

... for the State in WPA 2613 of 2018, WPA 18034 of 2018, WPA 19749 of 2019, WPA 8614 of 2022, WPA 5406 of 2022, WPA 16936 of 2021, MAT 1302 of 2023, WPA 13846 of 2023, WPA 1080 of 2023, WPA 1072 of 2023, WPA 18627 of 2019, WPA 2613 of 2018.

Mr. S.P. Lahiri,

Mr. Rajesh Naskar

.. for the addition of party in WPA 13700 of 2021, WPA 5406 of 2022.

Mr. Soumya Majumdar,

Mr. Puspal Chakraborty,

Ms. Prisanka Ganguly,

Mr. Soumyadeep Sarkar

... for the appellant in MAT 244 of 2023.

Mr. Amiya Kumar Datta,

Mr. Dipanjan Chatterjee,

Mr. Swadesh Priyo Ghosh,

Mr. Santanu Talukdar,

Ms. Sananda Bhattacharya,

Ms. Barna Das

 \dots for the added respondent nos.476 to 642 in WPA 12270 of 2021.

Mr. Amiya Kumar Datta,

Mr. Dipanjan Chatterjee,

Mr. Swadesh Priyo Ghosh,

Mr. Santanu Talukdar,

Ms. Sananda Bhattacharya,

Ms. Barna Das

 \dots for the added respondent nos.9 to 20 in WPA 20022 of 2019.

Mr. Bikash Ranjan BHattacharrya, Ld. Sr. Advocate

Mr. Sudipta Dasgupta,

Mr. Bikram Banerjee,

Mr. Arka Deb Biswas,

Ms. Dipa Acharyya,

Mr. Arka Nandy,

Mr. Saikat Sutradhar

... for the petitioner in WPA 5538 of 2022, WPA 25380 of 2022, WPA 26770 of 2022, WPA 2984 of 2023, WPA 10614 of 2023, WPA 20034 of 2019, WPA 10772 of 2021, WPA 12266 of 2021, WPA 20022 of 2019, WPA 20029 of 2019, WPA 20039 of 2019, WPA 3654 of 2021, WPA 10764 of 2021, WPA 12270 of 2021, WPA 19975 of 2021, WPA 25379 of 2022, WPA 26756 of 2022, WPA 2982 of 2023

.. for the respondent/writ petitioner in MAT 245 of 2023, Mat 443 of 2023 to MAT 521 of 2023).

Mr. Kalyan Bandopadhyay, Ld. Sr. Advocate

Mr. Suman Sengupta,

Mr. Rahul Kumar Singh

.. for the respondent nos.118 to 362 in WPA 18585 of 2021.

Mr. Sirsanya Bandopadhyay, Ld. Jr. Standing Counsel

Mr. Arka Kumar Nag

.. for the State in WPA 22522 of 2018, WPA 13700 of 2021, WPA 25380 of 2022, WPA 12270

of 2021, WPA 14525 of 2022, WPA 5406 of 2022, MAT 85 of 2023, MAT 557 of 2023, MAT 250 of 2023, MAT 274 of 2023, WPA 5393 of 2023.

Mr. Kanak KIran Bandopadhyay ... for the SSC in WPA 2613 of 2018, WPA 20778 fo 2019, WPA 21923 of 2019, WPA 18034 of 2018, WPA 20039 of 2019, WPA 30065 of 2017, WPA 8536 of 2020.

Mr. Supriyo Chattopadhyay, Ld. AGP Ms. Iti Dutta For the State in WPA 16859 of 2021, WPA 18385 of 2021, WPA 19478 of 2021, WPA 21332 of 2022, WPA 20022 of 2019.

Ms. Koyeli Bhattacharyya, Mr. Partha Ganguly ... for the WBBSE

Mr. Sudip Ghosh Chouwdhury ... for the added respondents in WPA 5406 of 2022, WPA 10964 of 2021.

Mr. Pramit Kumar Roy,
Ms. Sahedli Sen,
Mr. Rajiv Mullick,
Ms. Ayantika Saha,
Mr. A. Bandopadhyay
... for the applicant in WPA 18585 of 2021.

Mr. Shaunak Ghosh, Mr. Rajib Mullick, Ms. Ayantika Saha ... for the applicant in CAN 6 of 2024 in WPA 18585 of 2021.

Mr. Pramit Kumar Ray, Ld. Sr. Advocate
Mr. Shaunak Ghosh,
Ms. Saheli Sen,
Mr. Rajib Mullick,
Ms. Ayantika Saha
... for the applicant in CAN 7 of 2024 in WPA
18585 of 2021.

Mr. Siddhartha Banerjee,
Mr. Rajiv Mullick,
Ms. Ayantika Saha
... for the applicant in WPA 25380 of 2022,
MAT 304 of 2023, for the petitioners in WPA
7952 of 2023, CAN 5 of 2024 in WPA 25380 of
2022.
Mr. Sounak Ghosh,

Mr. Anindya Sundor Das,

Mr. R. D. Banerjee

 \dots for the applicant in CAN 7 of 2024 in WPA 25380 of 2022.

Mr. L.K. Gupta, Ld. Sr. Advocate

Mr. S. Banerjee,

Mr. A.B. Das,

Ms. S. Chongdar,

Mr. S.N. Ghosh

 \dots for the applicants in CAN 21 of 2023 and CAN 22 of 2023 in WPA 5406 of 2022.

Mr. Joydeep Kar, Ld, Sr. Advocate

Mr. Abhratosh Majumdar, Ld. Sr. Advocate

Mr. Siddhartha Banerjee,

Mr. A.B. Das,

Ms. S. Chongdar,

Mr. S.N. Ghosh

.. for the applicant in WPA 25380 of 2022, MAT 290 of 2023.

Mr. Joydeep Kar, Ld. Sr. Advocate

Mr. Siddhartha Banerjee,

Ms. Saheli Sen,

Mr. Rajib Mullick,

Ms. Ayantika Saha

 \dots for the petitioner in MAT 304 of 2023, MAT 557 of 2023, WPA 5953 of 2023.

Mr. Siddhartha Banerjee,

Mr. Rajib Mullick,

Ms. Ayantika Saha

.. for the petitioner in WPA 7952 of 2023, the applicant in CAN 5 of 2023 in WPA 25380 of 2022.

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Mr. Abhrotosh Majumdar,

Mr. Siddhartha Banerjee,

Ms. Saheli Sen,

Mr. Rajiv Mallick,

Ms. Ayantika Saha

... for the petitioners in WPA 5953 of 2023.

Mr. Sourav Sengupta

 \dots for the applicant in CAN 3 of 2024 in MAT 85 of 2023.

Mr. Bhaskar Prasad, Vaisya, Ld. AGP

Mr. Gourav Das

... for the State in WPA 23652 of 2023.

Mr. Tapas Singha Roy

.. for the appellant in MAT 476 of 2023.

Ms. Lakshmi Shaw

... for the petitioner in WPA14670 of 2022.

Mr. P.S. Bhattacharyaa,

Mr. G.K. Das,

Mr. Kapil Chandra Sahoo

 \dots for the addition of parties in MAT 458 of 2023.

Mr. Dhiraj Kumar Trivedi, LD. DSGI

Mr. Samrat Goswami

.... For the ED in WPA 13700 of 2021, WPA 13701 of 2021, WPA 17273 of 2021, WPA 5538 of 2022, WPA 12266 of 2021, WPA 12270 of 2021 and WPA 5406 of 2022.

Mr. S.P. Lahiri,

Mr. Rajesh Naskar

... for the applicant in WPA 13700 of 2021, WPA 5406 of 2022.

Mr. Rittwik Pattanayak,

Mr. Prosenjit Debnath

... for the respondent no.4 in WPA 18355 of 2019.

Mr. Rittwik Pattanayak

.. for the respondent no.641 and 642 in WPA 18593 of 2021.

Mr. Rittwik Pattanayak,

Mr. S. Khandakar,

Mr. S. Ghosh,

Ms. Swati Jha

... for the applicant in WPA 13700 of 2021.

Mr. Amitava Chowdhury,

Mr. Moniruzzaman,

Mr. N. Roy,

Mr. Chandan Chakraborty

... for the petitioner in WPA 366 of 2024.

Mr. Arup Kumar Lahiri,

Mr. Debojyoti Dey

... for the applicant in WPA 5406 of 2022.

Mr. Partha Sarathi Das,

Md. Hafiz Ali,

Mr. Debojyoti Dey,

Mr. Shanta Sarkar

.. for the applicant in WPA 18381 of 2021.

Mr. Anindya Bose,

Mr. Soumyo Sankar Chini

... for the appellant in MAT 259 of 2023.

Mr. Anindya Bose,

Ms. Snehal Seth

 \dots for the respondent no.7 in WPA 21665 of 2019.

Mr. Anindya Bose ... for the petitioner in WPA 6282 of 2023.

Mr. Anindya Bose,

Mr. Arka Sengupta,

Ms. Pritha Bhowmik,

Mr. Apalak Basu

 \dots for the respondent nos.6,7 and 8 in WPA 4556 of 2023.

Mr. Munmun Tewary,

Mr. Sanatan Panja

... for the State in WPA 3399 of 2023, WPA 3990 of 2023.

Mr. Shaktipada Jana,

Mr. Subhojyoti Das

 \ldots for the added respondents in WPA 13700 of 2021.

Mr. P.S. Deb Barman,

Mr. Shaharaya Alam,

Mr. M. Nazar Chowdhury,

Mr. Amit Gupta,

Mr. R. D. Banerjee,

Mr. Raja ADhikary

.. for the appellant in MAT 443 of 2023, MAT 502 of 2023, MAT 470 of 2023, MAT 521 of 2023, MAT 250 of 2023, MAT 274 of 2023, MAT 334 of 2023 (Item No.135) to MAT 382 of 2023 (Item No.146).

Mr. Rajnil Mukherjee,

Mr. M.F. Rahaman,

Ms. Debolina Sarkar,

Mr. M.F. Rahaman,

Mr. Subham Das,

Ms. Satabdi Dey

... for the added party in MAT 250 of 2023.

Mr. Keshab Chandra Das

... for the addition of party in WPA 13700 of 2021.

Mr. Billwadal Bhattacharyya, Ld. DSGI

Mr. Arijit Majumdar

... for the CBI

Mr. Ali Ahsan Alamgir,

Ms. Rabia Khatoon,

Ms. Soma Mal,

Ms. June Modak,

Mr. Juel Rana

... for the petitioner in WPA 23259 of 2019.

Mr. Raju Bhatacharyya

... for the applicant in WPA 13700 of 2021.

Dr. Sutanu Kumar Patra,

Ms. Supriya Dubey,

Mr. Sunit Kumar Roy,

Ms. Debolina Chakraborty

... for the WBCSSC

Mr. Dilip Kumar Maity,

Mr. Chandan Maity

... for the respondent nos.363 to 408 In WPA 18585 of 2021.

Mr. Subir Sanyal,

Mr. Chitto Priya Ghosh,

Mr. Sourajit Mukherjee

the respondent nos.21,25,27,30,39,40,41,411,422,413 in WPA 12266 of 2021.

Mr. Anindya Lahiri,

Ms. Tannistha Lahiri,

Mr. Samrat Dey Paul,

Ms. Proniti Das,

Mr. Anish Chakraborty

... for the applicant in WPA 5406 of 2022.

Mr. Asish Kumar Chowdhury,

Mr. Rajiv Ghosh,

Mr. Babhru Baran Bera

.. for the appellants in MAT 284 of 2023, for the writ petitioners in WPA 12662 of 2018, WPA 22777 of 2018, WPA 21312 of 2021.

Mr. Malay Singh

Ms. Neelam Singh

.. for the State in WPA 2496/2023

Mr. Sanjib Das

.. for the State in WPA 22523/18

Added respondent no.15, in WPA 18585/2021

Mr. Partha Sarathi Bhattacharyya, Ld. Sr. Adv.,

Mr. Nilankan Banerjee

... for the added parties/applicants in WPA 5406 of 2022.

Mr. Ashis Kumar Chowdhury,

Mr. Rajib Ghosh,

Mr. Babhru Bahan Bera

 \dots for the writ petitioners in WPA 22522 of 2018 to WPA 22973 of 2018, WPA 21923 of 2019, WPA 21317 of 2021, WPA 21332 of 2022 to WPA 21350 of 2022, WPA 9327/2023, WPA 9315/23.

Mr. Ashis Kumar Chowdhury,

Mr. Rajib Ghosh,

Mr. Babhru Bahan Bera

... for the petitioners in WPA 16844 of 2019 to WPA 21665 of 2019, WPA 21923 of 2019, WPA 8003 of 2021, appellants in MAT 284 of 2023, WPA 12662 of 2018, WPA 22777 of 2018, WPA 21312 of 2021, WPA 10387 of 2023, WPA 24247 of 2023, WPA 4715 of 2023, WPA 14104 of 2023, WPA 22860 of 2023.

Mr. Milon Mukherjee, Ld. Sr. Adv.,

32

Mr. Anindya Lahiri,

Ms. Tannistha Lahiri,

Ms. Pranati Das,

Mr. Anish Chakraborty

 \dots for the applicants in WPA 2967 of 2023.

Mr. Pratik Dhar, Ld. Sr. Avocate

Mr. Anindya Lahiri,

Ms. Tannistha Lahiri,

Ms. Pranati Das,

Mr. Anish Chakraborty

... for the applicants in WPA 5538 of 2022, WPA 25380 of 2022, MAT 85 of 2023 to MAT 245 of 2023, WPA 5526 of 2023, MAT 458 of 2023, WPA 6164 of 2023, WPA 18585 of 2021, WPA 5406 of 2022, MAT 1302 of 2023 MAT 124 of 2023, WPA 10614 of 2023, WPA 18470 of 2021.

Mr. Kalyan Bandyapadhyay, Ld. Sr. Adv.,

Mr. Anindya Lahiri,

Ms. Tannistha Lahiri,

Ms. Pranati Das,

Ms. Tannistha Lahiri,

Mr. Anish Chakraborty

... for the applicants in WPA 13700 of 2021.

Mr. Kalyan Kumar Bandopadhyay, Sr. Adv.,

Mr. Suman Sengupta,

Mr. Rahul Kumar Singh

.. for the Respondent Nos. 118 to 362 in

W.P.A. 18585 of 2021

Mr. Anindya Kumar Mitra, Ld. Sr. Adv.,

Mr. Anindya Lahiri,

Ms. Tannistha Lahiri,

Ms. Pranati Das,

Mr. Anish Chakraborty

... for the applicants in WPA 7370 of 2023.

Mr. Anindya Kumar Mitra, Ld. Sr. Adv.,

Mr. P.S. Deb Barman,

Mr. Amit Gupta,

Md. Nazar Chowdhury,

Mr. S. Alam,

Mr. R. D. Banerjee

... for the applicants in CAN 5 of 2021 in WPA 12266 of 2021, for the appellants in MAT 334 of 2023 to MAT 382 of 2023. WPA 12270 of 2021, WPA 443 of 2023, WPA 502 of 2023, MAT 470 of 2023 MAT 521 of 2023, MAT 250 of 2023, MAT 274 of 2023 applicants in CAN 7 of 2023 in WPA 12270 of 2021, applicants in CAN 5 of 2023 in WPA 18585 of 2021.

Mr. Avijit Sarkar,

Mr. Suman Singh

.. for the State in WPA 24247/23

Mr. Mukul Lahiri, Ld. Sr. Adv.,

Mr. Anindya Lahiri,

Ms. Tannistha Lahiri,

Ms. Pranati Das,

Mr. Anish Chakraborty

... for the appellants in WPA 12270 of 2021.

Mr. Soumya Majumder,

Mr. Anindya Lahiri,

Ms. Tannistha Lahiri,

Mr. Puspal Chakraborty,

Ms. Pranati Das,

Mr. Prisanka Ganguly,

Mr. Soumyadeep Sarkar

 \dots for the applicants in MAT 244 of 2023, WPA 4556 of 2023, MAT 1302 of 2023, WPA 5406/2022

Mr. Soumya Majumder,

Mr. Anindya Lahiri,

Ms. Tannistha Lahiri,

Ms. Pranati Das,

Mr. Prisanka Ganguly,

Mr. Anish Chakraborty

...for the appellant in MAT 1302/2023

Mr. Anirban Sen

..for the added respondent in WPA 5406 of 2022

Mr. Puspal Chakraborty,

Mr. Prisanka Ganguly,

Mr. Soumyadip Sarkar

..for the appellants in WPA4556 of 2023

Mr. Biswaroop Bhattacharya,

Mr. Pratick Majumder,

Mr. Abul Mullick,

Mr. Snehasis Dey

 \dots for the added respondents in WPA 5406 of 2022.

Mr. Utkarsh Kaushik,

Ms. Devyani Ashra

... for the appellants in MAT 318 of 2023, MAT 276 of 2023.

Mr. Anindya Lahiri,

Mr. Anindya Lahiri, Ms. Tannistha Lahiri,

Ms. Pranati Das,

Mr. A. Chakraborty

 \dots for the added respondents in WPA 19273 of 2019, WPA 19278 of 2019, WPA 19749 of 2019, WPA 20776 of 2019, WPA 20778 of 2019.

Mr. Ranajit Chatterjee, Mr. Aniruddha Mitra ... for the added respondents in WPA 5406 of 2022.

Md. Sarwar Jahan, Ms. Tapati Sarkar ... for the petitioner in WPA 5134 of 2023.

Mr. Anindya Lahiri, Ms. Pranati Das, Mr. Souvik Dere, Mr. Anis Chakraborty ... for the applicant in CAN 9 of 2024 in WPA

... 101 the applicant in CAN 9 01 2024 in WPA 18585 of 2021.

Mr. Susanta Pal,
Mr. Prabir Kumar Ray,

Mr. Debasish Kar

 ${\it ...}$ For the respondent nos. 6 and 7 in WPA 20404 of 2019

Mr. Utkarsh Kaushik, Ms. Devyani Ashra ...For the appellants in MAT 276 of 2023 and MAT 318 of 2023

Mr. Bhaskar Prasad Vaisya, Ld. AGP,
Mr. Suman Dey
... for the State in WPA16844/2019, WPA
19273/2019, WPA 19278/2019, WPA 21665/2019,
WPA 17273/2021, WPA 18379/2021, WPA
18381/2021, WPA 18470/2021, WPA 18475/2021,
WPA 21261/2021 21317/2021, WPA27164/2022,
WPA12662/2018, WPA 21268 OF 2021,WPA 1079 OF
2023.

Mr. Bhaskar Prasad Vaisya, Ld. AGP, Mr. Mrinal Kanti Ghosh ... for the State in WPA 16481/2021, WPA 16948/ 2021, WPA 18801/2021, WPA25380/2022, WPA 30065/2017, WPA 14670 OF 2022, WPA 19060 OF 2022

Mr. Bhaskar Prasad Vaisya, Ld. AGP,

Mr. Niloy Baran Mondal ... for the State in WPA 13863 of 2021, WPA 12266 of 2021

Mr. Bhaskar Prasad Vaisya, Ld. AGP, Mr. Sagnik Chatterjee ... for the State in WPA 22785/2018, WPA 16960/2021, WPA18379/2021, WPA18995/2021, WPA5538/2022, WPA7346/2022, WPA21334/2022, WPA20334/2019

Mr. Bhaskar Prasad Vaisya, Ld. AGP,
Mr. Arindam Chattopadhyay,
Ms. Lipika Chatterjee
... for the State in WPA 19749/2019, WPA 8264/2021, WPA16487/2021, WPA18381/2021, WPA 20906/2021, WPA 8614/2022, WPA 16936/2021, WPA 5406/2022, WPA 1080 OF 2023, WPA 18034/2018, WPA 3846/2023, WPA 1072/2023, WPA 18627 OF 2019, WPA 2613/18

Mr. Pinaki Bhattacharyya ..for the State in WPA 16968 of 2021, WPA 19477/2023

Mr. Bhaskar Prasad Vaisya, Ld. AGP, Mr. Ranjan Saha ... for the State in WPA 21266 of 2021, WPA 21340 of 2021, WPA 6550 of 2022

Mr. Bhaskar Prasad Vaisya, Ld. AGP, ...for the State in WPA 18589 of 2021

Mr. Bhaskar Prasad Vaisya, Ld. AGP, Mr. Gourab Das ...for the State in WPA 23652 of 2023, WPA 30065 of 2017

Mr. Koyeli Bhattacharyya ... for the WBBSE.

Mr. Tanmoy Biswas,

Ms. Antara Mukherjee

 \dots for the respondent no.6 in WPA 16844 of 2019.

Mr. Partha Sarathi Bhattacharya, Sr. Adv.,

Mr. Nilankar Banerjee

 \dots . For the applicant/added party in CAN 29 of 2024 in WPA 13700 of 2021 and WPA 5406 of 2022.

Mr. Partha Sarathi Bhattacharyya, Ld. Sr. Advocate Mr. Anindya Bose,

 \dots \dots For the appellants in WPA 13700 of 2021.

Mr. Partha Sarathi Bhattacharyya, Ld. Sr. Advocate Mr. G.K. Das,

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Mr. Kapil Chandra Sahoo ...for the added parties in CAN 2 of 2023 in MAT 458 of 2023

Mr. Santanu Kr. MItra,

Mr. Amartya Pal

.. ...For the State in WPA 20776 of 2019 & WPA 16505 of 2021

Mr. Amiya Kumar Dutta,

Mr. Dipanjan Chatterjee,

Mr. Swadesh Priya Ghosh,

Mr. Santanu Talukdar,

Ms. Sananda Bhattacharya,

Mr. Barna Das

 \dots ...For the added respondent nos. 476 to 642 in WPA 12270 of 2021 and added respondent nos. 9-20 in WPA 20022 of 2019

Mr. Sudip Ghosh Chowdhury,

Ms. Shreyeta Mitra

 \dots . \dots For the respondents in WPA 10960 of 2021 and WPA 5406 of 2022 with CAN 27 of 2024

Mr. Tapas Singha Roy,For the appellant in MAT 476 of 2023

Mr. Amitava Chaudhuri,

Mr. N. Ray,

Mr. Chandan Chakraborty

.. ...For the petitioner in WPA 366 of 2024

Mr. S. N. Mukherjee, sr. adv.

Mr. Niraj Gupta,

Ms. Afroja Nusrat,

Mr. Hafizul Islam

 \dots ...For the added respondent in CAN 13 of 2021 in WPA 13700 of 2021

Mr. Billwadal Bhattacharyya, Ld. DSGI

Mr. Arijit Majumdar,

... ...For the CBI

Mr. Kamal Mishra,

Mr. Pratap Sanfui

... ...For the petitioner in WPA 18034 of 2018

Mr. Gourango Das,

Mr. Kapil Chandra Sahoo

.. ...For the added parties in CAN 2 of 2023 in MAT 1458 of 2023

Mr. Sankar Prasad Dalapati,

Mr. Pritam Chowdhury,

Mr. Safik Dewan,

Mr. Tamal Taru Panda,

Mr. Sourav Mondal

 \dots \dots For the petitioner in WPA 4213 of 2023, WPA 6577 of 2023 and WPA 160 of 2023

Mr. Vishak Bhattacharya,

Ms. Ruchika Chatterjee,

Ms. Biyanka Bhattacharya

 \dots \dots For the applicant in CAN 12 of 2023 in WPA 5406 of 2022

Mr. Dibyendu Chatterjee,

Mr. Pritam Majumdar,

Mr. Rahul Deb Goenka,

Mr. Mainak Singh Barma

... for the petitioner in WPA 362 of 2023.

Mr. Arup Kr. Lahiri,

Mr. Debojyoti De

 \dots \dots For the added party in CAN 26 of 2023 in WPA 5406 of 2022

Mr. Santanu Maji

 \dots for the petitioner in WPA 18627 of 2019, WPA 19053 of 2022 and WPA 19060 of 2022.

Mr. Partha Sarathi Das,

Md. Hyafiz Ali,

Mr. Shanta Sarkar,

Mr. Debojyoti De

.. ...For the added party in CAN 1 of 2023 in WPA 18381 of 2021.

Mr. Dhiraj Triwedi, Ld. DSG

Mr. Samrat Goswami.

... for the ED

Mr. Ritwik Pattanayak,

Mr. Prosenjit Debnath

... for the respondent no.4 in WPA 18355 of 2019.

Mr. Pratik Dhar, Ld. Sr. Advocate

Mr. Ritwik Pattanayak,

Mr. S. Khandakhar,

Mr. S. Ghosh,

Ms. Swati Jha

 \dots for the applicants in CAN 22 of 2023 in WPA 13700 of 2021.

Mr. Ritwick Pattanayak

 \dots For the respondent nos.641 & 642 in WPA 12270 of 2021.

Mr. Jayanta Mitra, Ld. Sr. Advocate
Mr. Yuvraj P. Narvankar, Ld. Sr. Advocate
Mr. Supratim Dhar,
Ms. Madhupriya,
Mr. Hebzur Rahaman
... for the applicant CAN 6 of 2024 in WPA
25380 of 2022.
Mr. Kamalesh Bhattacharya,
Mr. Mahadeb Sarkar,
Mr. Bikash Chowdhury

Ms. Kakoli Samajpaty
Ms. Sangita Jaugra

in WPA 18355 of 2019

...For the added respondent nos. 3, 5, 6 & 7

Mr. Subhronil Roy … for the petitioners in WPA 4313 of 2023.

Mr. Arunava Ghosh,
Mr. Anindya Lahiri,
Ms. Tannistha Lahiri,
Mr. Anish Chakraborty
... ...For the appellant in MAT 85 of 2023
Ms. Kakali Samajpaty,
Mr. Pramit Chakraborty
... For the petitioner in WPA 4313 of 2023

... For the petitioner in WPA 4313 of 2023

Mr. Sankar Nath Mukherjee

Mr. Niraj Gupta

Ms. Afroja Nusrat

..for the added respondent in CAN 13 of 2023
in WPA 13700 of 2021

Mr. Ranajit Chatterjee, learned counsel appearing for the applicants in CAN 18 of 2023 and CAN 19 of 2023, in course of his submissions, drew the attention of the Court to a letter dated December 13, 2023 written on behalf of his clients to the Central Bureau of Investigation (CBI) requesting for inspection of the respective OMR sheets and disclosure of the reason for inclusion of the names of his clients in the list of 907 school teachers of classes XI and XII published.

In view of his submissions, the Court requested the parties to address on the issue of directing the CBI to produce the electronic materials seized from the exemployee of NYSA and the procedure to be followed.

Mr. Kalyan Bandyopadhyay, learned Senior Advocate appearing for some of the candidates submits that the Court should not issue of such a direction. Court should first decide on the admissibility of such evidence in terms of the Evidence Act, 1872. In support of such contentions, he draws the attention of the Court to the directions contained in the order of the Hon'ble Supreme Court dated November 9, 2023.

Without prejudice to his previous contentions, Mr. Bandyopadhyay submits that in the event the materials are directed to be produced, then at least, the CBI official who seized such materials as well as the person claiming to give the Certificate on behalf of NYSA should be allowed to be cross-examined. He submits that a Writ Court can direct examination of witnesses and that trial on evidence can be held by a Writ Court.

Mr. Lakshmi Gupta, Mr. Jaydip Kar, Mr. Pramit Ray and Mr. Pratik Dhar, learned Senior Advocates and several other advocates appearing for different candidates adopt such submissions.

In addition, Mr. Kar submits that since there is a Certificate claimed to be under Section 65(B)(4) of the Evidence Act, 1872, such an exercise need not be undertaken.

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Billawadal Bhattacharya, learned Deputy Solicitor General draws the attention of the Court to the various provisions of the Evidence Act, 1872 and submits that production of the materials are not necessary. Court can proceed on the basis of the affidavit of Evidence. He submits that, however, in the event Court desires to adopt such a procedure, then the original Certificate may be produced as directed. So far as the production of any Official of CBI is concerned, he seeks time to take instructions.

Mr. Bikash Ranjan Bhattacharya, learned Senior Advocate appearing for the writ petitioners submits that in the event, the Court desires to look into those materials, they may be directed to be produced.

We considered the rival contentions of the parities and also the order of the Hon'ble Supreme Court.

The Hon'ble Supreme Court requires us to consider the issue as to whether the authenticity of images were established by applying the prevailing rules of the Evidence or not.

The images are in electronic format. They are said to be contained in three electronic devices, again claimed to be seized by the CBI from an ex-employee of NYSA, an entity who was entrusted with the scanning and evaluation of the OMR sheets.

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Wholly without prejudice to the rights and contentions of the parties, we deem it appropriate to direct the CBI to produce the electronic devices seized from the exemployee of NYSA on January 24, 2024.

It is submitted by Mr. Billawadal Bhattacharya, learned Deputy Solicitor General that seized electronic devices were sent to the Central Forensic Science Laboratory. CBI retained a copy of the contents of such devices.

CBI shall preferably produce the electronic devices seized on the next date.

The CBI shall also produce the original Certificate issued by the ex-employee of NYSA, annexed to the affidavit of the CBI, on the next date.

School Service Commission will also certify and produce the data available with them with regard to the four categories of cases before us, on the next date. Again same direction with regard to inspection of such materials produced will apply.

These directions will cover all the categories of cases that are being heard by us.

The issue as to the right of cross-examination will be considered if and when raised by any individual party to the proceeding. Parties to the proceedings are at liberty to take inspection of the electronic materials and documents produced in Court.

Inspection taken will be without prejudice to the rights and contentions of the parties.

Exception to the affidavit of CBI, filed in Court be taken on record.

List these matters on January 24, 2024.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)