

04. 04. 2023

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Court No. 17

WPA 2005 of 2022

Santanu Sit & Ors.
Vs.
The State of West Bengal & Ors.

Mr. Dibyendu Chatterjee
Mr. Pritam Majumdar
Mr. Rahul Deb Goenka
Mr. Soumish Ghosh

..for the petitioners

Mr. Billwadal Bhattacharya, Ld. Deputy Solicitor
General of India

Mr. Arijit Majumder

..for CBI

Mr. Saikat Banerjee
Mr. Ratul Biswas
Mr. Koushik Chowdhury
..for the Board

Mr. Supriyo Chattopadhyay

Ms. Iti Dutta

..for the State

Mr. Sauvik Nandy

..for NCTE

Today was the date fixed for explanation of the digitized OMR sheets in respect of which questions have been raised in WPA 2005 of 2022, inter alia, that the digitized data is fake and fabricated one. Therefore, I decided to hear out this matter in respect of the digitized data of OMR sheets but after going through the judgement and order passed by the Hon'ble Supreme Court on 18th October, 2022 I have stayed my hands

until I receive an order from the Supreme Court that I can proceed with the digitized OMR sheets as are being passed on as true copies of the OMR sheets. The OMR sheets have been destroyed by the West Bengal Board of Primary Education. Therefore, unless some direction is passed by the Hon'ble Supreme Court as to proceeding with this aspect of the matter i.e. the explanation of the digitized OMR sheets and its comparison with one or more of the OMR sheets already in existence, it will not be proper for me to proceed with the matter.

Therefore, the petitioners have the liberty to approach the Supreme Court by filing application for appropriate order in this respect.

With this observation, this aspect of the matter i.e. OMR sheets and digitized copy of the OMR sheets are kept pending until any order comes from the Hon'ble Supreme Court.

(Abhijit Gangopadhyay, J.)