

30-04-2024
ct no. 13
Sl. 1 to 21 and 31
sp

WPA 2005 of 2022
With
CAN 1 of 2024
With
CAN 2 of 2024
With
CAN 3 of 2024
With
CAN 4 of 2024
With
CAN 5 of 2024
With
CAN 6 of 2024
With
CAN 7 of 2024
With
CAN 8 of 2024
With
CAN 9 of 2024
With
CAN 10 of 2024
With
CAN 11 of 2024
With
CAN 12 of 2024
With
CAN 13 of 2024
With
CAN 14 of 2024
Santanu Sit & Ors.

-Versus-

The State of West Bengal & Ors.
With
WPA 11201 of 2024
Avijit Patra

-Versus-

The State of West Bengal & Ors.
With
WPA 11203 of 2024
Debabrata Das.

-Versus-

The State of West Bengal & Ors.
With
WPA 11407 of 2024
Ranjit Mondal & Ors.

-Versus-

The State of West Bengal & Ors.

With
WPA 12150 of 2024
Bablu Biswas
-Versus-

The State of West Bengal & Ors.

With
WPA 9834 of 2022
Bablu Pal & Ors.
-Versus-

The State of West Bengal & Ors.

With
CAN 1 of 2024
With
CAN 2 of 2024
With
CAN 3 of 2024
With
CAN 4 of 2024
With
CAN 5 of 2024
With
CAN 5 of 2024
With
CAN 6 of 2024
With
WPA 17752 of 2023
Nihar Ali
-Versus-

The State of West Bengal & Ors

With
WPA 24465 of 2023
Md. Delawar Hosain Molla & Ors.
-Versus-

The State of West Bengal & Ors.

With
WPA 25746 of 2023
Sabnam Sultana & Ors.
-Versus-

The State of West Bengal & Ors.

With
WPA 24445 of 2023
Sirajum Munira
-Versus-

The State of West Bengal & Ors

With
WPA 24885 of 2022
Amit Kumar Mondal & Ors.

-Versus-

The State of West Bengal & Ors.

With
WPA 26602 of 2022
Koyena Dey & Ors.

-Versus-

The State of West Bengal & Ors.

With
WPA 26350 of 2023
Mrinmoy Sarkar & Ors.

-Versus-

The State of West Bengal & Ors.

With
WPA 1313 of 2024
Rajsekhar Mondal & Ors.

-Versus-

The State of West Bengal & Ors.

With
WPA 22684 of 2023
Sampa Ghorui

-Versus-

The State of West Bengal & Ors.

With
WPA 23704 of 2023
Sukumar Dey & Ors.

-Versus-

The State of West Bengal & Ors.

With
WPA 5893 of 2024
Md. Azharuddin & Ors.

-Versus-

The State of West Bengal & Ors.

With
WPA 7493 of 2024
Raj Kumar Mal

-Versus-

The State of West Bengal & Ors.

With
WPA 29142 of 2022
Ashik Mondal & Ors.

-Versus-

The State of West Bengal & Ors.

With
WPA 22206 of 2023
Imran Ali Sk. & Ors.

-Versus-

The State of West Bengal & Ors.

With
WPA 28737 of 2023
Bijay Debnath & Ors.

-Versus-

The State of West Bengal & Ors.

With
WPA 14826 of 2022
Debabrata Majhi & Ors.

-Versus-

The State of West Bengal & Ors.

Mr. Bikash Ranjan Bhattacharyya,
Mr. Dibyendu Chatterjee,
Mr. Pritam Majumdar,
Ms. Reshmi Ghosh,
Ms. Satabdi Das,
Mr. Mainak Singha Barma

..for the petitioners in WPA 2005 of 2022, WPA 24885 of
2022, WPA 26602 of 2022, WPA 22684 of 2022, WPA
23704 of 2023 and WPA 14826 of 2022

Mr. Partha Sarathi Deb Barman,
Mr. N. Chowdhury

...for the applicants in CAN 3 of 2024 (in item no. 1) and
CAN 1 of 2024 and CAN 3 of 2024 (item no. 6)

Mr. Ashoke Banerjee,
Mr. Debdatta Saha,
Mr. Subhamay Dewanji

...for the applicants in CAN 2 of 2024 (item no. 1)

Mr. Shyamal Sarkar,
Mr. Piyus Chaturvedi,
Mr. Kuntal Ray

..for the respondent in CAN 5 of 2024 (in item no. 1)

Mr. K.M. Hossain,
Mr. K. A. Ali

..for the applicant in CAN 6 of 2024 (in item no. 1)

Mr. Rabiul Islam,
Mr. Raju Mondal,
Md. Bani Israil

...for the applicants in CAN 14 of 2024 (item no. 1)

Mr. Ali Ahsan Alamgir,
Ms. Rabia Khatoon,
Ms. Soma Mal
Mr. Ratul Biswas,
Ms. Priyanka Saha,
Mr. Ishan Bhattacharya,

Mr. Soumyadipa Kanu,
 Mr. Priyanka Saha
 ..for the petitioners in WPA 11201 of 2024, WPA 11203 of
 2024, WPA 12150 of 2024, WPA 17752 of 2023, WPA
 24445 of 2023, WPA 26350 of 2023, WPA 1313 of 2024,
 WPA 5893 of 2024 and WPA 7493 of 2024

Mr. Avik Pramanick
 ...for the petitioners in WPA 11407 of 2024

Mr. Sudipta Dasgupta,
 Mr. Ali Ahsan Alamgir,
 Ms. Rabia Khatoon,
 Ms. Soma Mal
 ..for the petitioner in WPA 9834 of 2022

Mr. Arunava Ghosh,
 Mr. Anindya Lahiri,
 Mr. Samrat Dey Paul,
 Mr. Anish Chakraborty
 ...for the applicants in CAN 2 of 2024 (in item no. 6)

Mr. Sakya Sen
 ..for the applicants in CAN 3 of 2024 (in item no. 6)

Mr. Soumya Majumder,
 Mr. Binayak Gupta Bhaiya
 ...for the petitioner in CAN 4 of 2024 (in item no. 6)

Mr. Sudhasatva Banerjee,
 Mr. Saptarshi Banerjee,
 Mr. Binayak Gupta Bhaiya
 ...for the applicant in CAN 5 of 2024 (in item no. 6)

Mr. Soma Pal
 ...for the petitioner in CAN 6 of 2024 (in item no. 6)

Mr. Anindya Bose,
 Mr. Vishak Bhattacharya,
 Mr. Biyanka Bhattacharya,
 Mr. Mridul Biswas
for the petitioner in WPA 24465 of 2023 and WPA
 25746 of 2023

Mr. Firdous Samim,
 Ms. Gopa Biswas,
 Ms. Payel Shome,
 Ms. Sampriya Saha,
 Mr. Avijit Kar,
 Ms. Mohona Das
 ...for the petitioner in WPA 29142 of 2022, WPA 22206 of
 2023 and WPA 28737 of 2023

Mr. Soupal Chatterjee,
 Mr. Prabir Kr. Das,
 Mr. Anupam Das,
 Mr. Abhishek Bhattacharya,
 Mr. P. Mukherjee
 ..for the petitioners in WPA 9948 of 2024, WPA 11817 of
 2024 and WPA 21322 of 2023

Mr. Supriyo Chattopadhyay,
 Mr. S. Banerjee,
 Ms. Iti Duta,
 Mr. R.K. Ganguly
 ...for the State in WPA 2005 of 2022

Mr. Anindya Lahiri,
 Mr. Samrat Dey Paul,
 Mr. Anish Chakraborty
 ..for the respondent nos. 7 to 10 (in item no. 1)

Mr. Jayanta Samanta,
 Ms. Indumouli Banerjee
 ...for the State in WPA 11201 of 2024

Mr. Samim ul Bari,
 Ms. Sahina Sumi
 ...for the State in WPA 11203 of 2024

Mr. Biswabrata Basu Mallick,
 Ms. Mrinalini Majumder,
 Mr. Biman Halder
 ..for the State in WPA 11407 of 2024

Mr. Jahar Datta,
 Mr. Biman Ghosh
 .. for the State in WPA 9834 of 2022

Mr. Bhaskar Prasad Vaisya,
 Mr. Sagnik Chatterjee
 ...for the State in WPA 16777 of 2022

Mr. Biswabrata Basu Mallick,
 Mr. Biman Halder
 ...for the State in WPA 24445 of 2023

Mr. S. Banerjee,
 Mr. Ritesh Kumar Ganguly
 ...for the State in WPA 26602 of 2022 and WPA 7493 of
 2024

Mr. Bhaskar Prasad Vaisya,
 Mr. Arindam Chattopadhyay
 ...for the State in WPA 22684 of 2023

Mr. Shamim ul Bari,
Mr. Soumyajit Ghosh
...for the State in WPA 23704 of 2023

Ms. Tapati Samanta
..for the State in WPA 5893 of 2024

Mr. Biswabrata Basu Mallick,
Mr. Sayan Ganguly
..for the State in WPA 29142 of 2022

Mr. Biswabrata Basu Mallick,
Mr. Parna Roy Chowdhury
..for the State in WPA 22206 of 2023

Mr. L.K. Gupta,
Mr. Subir Sanyal,
Mr. Saikat Banerjee,
Mr. Ratul Biswas,
Mr. Kaushik Chowdhury
...for the WBBPE in all matters

Mr. Dhiraj Trivedi,
Mr. Arijit Majumdar,
Ms. Supriti Sarkhel
...for the CBI in item no. 1 to 6

1. By consent of parties, the following WPA 14826 of 2022, WPA 14826 of 2022, WPA 22026 of 2022, WPA 9806 of 2024, WPA 24875 of 2022, WPA 23076 of 2022, WPA 19588 of 2023, WPA 1532 of 2022, WPA 10309 of 2024, WPA 6325 of 2024, WPA 26429 of 2022, WPA 6324 of 2024, WPA 22835 of 2023, WPA 24467 of 2023, WPA 16365 of 2023, WPA 2779 of 2023, 9948 of 2024 (CAN 1 of 2024), WP 11817 of 2024 and WPA 21322 of 2023 are taken up for

hearing. Let a supplementary list be published today.

2. Affidavits of service filed in the respective matters are taken on record. All applications for addition of parties filed in Court today shall be numbered and placed in the supplementary list.
3. The subject matter of challenge in the instant writ petitions is the Teacher Eligibility Test (TET) conducted in the year 2014 by the WBBPE. The petitioners participated in and have found themselves unsuccessful in the said examination.
4. A large number of irregularities in conduct of the said TET examination have been raised in the writ petitions. These have been broadly recorded in the Court's order dated 22nd April, 2024 and earlier orders passed by a Coordinate Bench.
5. Further issues have come to the notice of this Court after going through the affidavits of the CBI.
6. Several applications for impleaded have been filed in these writ petitions by the candidates, who succeeded in the TET, 2014. Each of the said applications in the concerned writ petitions are allowed.

7. Leave is granted to the learned advocates on record of the concerned writ petitions to amend the cause title to incorporate the added respondents.
8. Let soft copies of the writ petitions along with the amended cause title be supplied to the added respondents against letters being communicated to the learned advocates on record for the petitioners.
9. Let a soft copy of the amended cause title be circulated amongst all the parties.
10. The said added respondents any other respondents who are yet to use affidavit shall be entitled to file affidavit-in-opposition to the main writ petitions, within a period of 3 weeks from date. Reply, if any, be filed within a period of 4 weeks thereafter.
11. The subject matter of several appeals being presently heard by the Division Bench of this Court, inter alia, in MAT 1109 of 2023 (Dipankar Singha and others Vs. Union of India and others) arising out of an order passed in WPA 21187 of 2022 (Priyankar Naskar Vs. State of West Bengal and others), cancelling the entire recruitment process of 2016, are referred to by the parties. The said

- recruitment process was based on the result of the TET, 2014 conducted by the WBBPE.
12. In the appeals in question the order of the Single Bench was stayed in part. The rest of the order of the Single Bench was eventually set aside by the Hon'ble Supreme Court in SLP 13024-26 of 2023 by order dated 7th July, 2023.
 13. The Supreme Court directed a Division Bench to hear all the aforesaid appeals referred to hereinabove. The hearing is under way. It is submitted by the parties that any decision in the instant proceeding would have a bearing on the issues pending before the Division Bench.
 14. This Court is, however, of the view that the propriety of the TET, 2014 examination would still require enquiry in these writ petitions, irrespective of the proceedings before the Division Bench.
 15. In those circumstances, this Court directs that the present writ petitions may be listed for hearing after exchange of affidavits by all the parties 8 weeks hence.
 16. Parties may communicate any order of the Division Bench, that would have any bearing

on the instant proceeding on the adjourned date.

17. Affidavit-in-opposition filed by the WBBPE to the report of the CBI and the supplementary affidavit used by the petitioners is kept on record.
18. Affidavit-in-opposition filed by the added respondents in some of the writ petitions are also taken on record.
19. Affidavit-in-reply filed by the added respondents in WPA 2005 of 2022 is taken on record.
20. All parties are directed to act on a server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)