

S/L 35
24.07.2026
Court No.24
SD

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

WPA 3773 of 2026

A.P.J. Abdul Kalam Institute

Vs.

The State of West Bengal & Ors.

Mr. Arkadipta Sengupta

Mr. Tirthankar Dey

Ms. Deboleena Ghosh

Mr. Amitabrata Roy

...for the Petitioner.

Mr. Suman Dey

...for the Respondent Nos.2-3.

1. Affidavit-in-opposition filed on behalf of the West Bengal State Council of Technical and Vocational Education and Skill Development filed in Court today be kept with the records.

2. The petitioner claims to be an institution imparting education in Diploma in Pharmacy. The petitioner seeks affiliation for the course for the session 2025-2026.

3. Allegation is that despite removal of the deficiencies pointed out by the West Bengal State Council of Technical and Vocational Education and Skill Development, the authority is deliberately and intentionally withholding affiliation for the session 2025- 2026.

4. It is the specific stand of the Council that affiliation could not be granted because of the deficiencies that have been pointed out to the pharmacy institution.

5. It appears from the submissions made on behalf of both the parties that the course in question started from February 2026. There is a requirement of ascertaining as to whether the institution does actually have the requisite infrastructure to impart the Diploma in Pharmacy Education. The students who have taken admission in the institution, may not get the proper education if the institution do not have the requisite infrastructural facilities required for running the course.

6. It has been brought to the notice of the Court by the learned advocate representing West Bengal State Council of Technical and Vocational Education and Skill Development that there are several institutions which have illegally mushroomed in various districts of the State imparting diploma in pharmacy without having the proper infrastructural facilities to conduct the course. The colleges which are functioning do not maintain the requisite standard in accordance with law.

7. To ascertain as to whether the institution actually has the infrastructural facility to impart education in the said course, an expert committee ought to cause spot inspection of the said institution.

8. The Pharmacy Council of India and the West Bengal State Council of Technical and Vocational Education and Skill Development are directed to constitute a joint committee and proceed for joint

inspection of the petitioner's institute and submit separate reports before this Court as to whether the institution has the infrastructural and other facilities for imparting education in the said course.

9. The Committee shall be constituted positively by August 7, 2026 and the inspection shall be conducted by September 7, 2026.

10. Re-list the matter on September 14, 2026.

11. Learned advocate for the petitioner is directed to communicate this order to the Pharmacy Council of India.

12. Pendency of the writ petition and the inspection will not stand in the way of the authority to provide affiliation to the petitioner's institute provided all the infrastructural facilities and other deficiencies are cured by the institute prior to the adjourned date.

13. Parties to act on the basis of the server copy of this order duly downloaded from the official *website* of this Court.

(Amrita Sinha, J.)