

23.03.2026
Sl. No.46
Ct. No.14
gd

**IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE**

WPA 5061 of 2025

Kurman Ali Molla

vs.

State of West Bengal & ors.

Mr. Anindya Lahiri, Id. Sr. Adv.

Mr. Anish Chakraborty

Mr. Subhomoy Paul

... for the petitioner

Mr. Bhaskar Prasad Vaisya , AGP

Mr. Ranjan Saha

... for the State

Mr. Shiv Shankar Banerjee

Mr. Partha Pratim Das

Mr. Siddharth Chamria

... for the NIOS

Mr. Ratul Biswas

Mr. Kaushik Chowdhury

... for the WBBPE

1. Mr. Shiv Shankar Banerjee, learned advocate appearing for the respondent NIOS submits that the petitioner has not completed/upgraded his H.S. qualification prior to completion Diploma in Elementary Education (in short D.El.Ed) course for the session 2017-19. For such reason, the pass certificate is not issued to the petitioner. He seeks to file affidavit-in-opposition to the writ petition.
2. Mr. Anindya Lahiri, learned Senior Advocate for the petitioner submits that the petitioner has already secured more than 50% marks upon upgradation of

his H.S. By dint of a notification dated 2nd August, 2022 of NIOS, the condition to secure 50% marks in H.S has been relaxed.

3. Let such affidavit-in-opposition be filed within a period of two weeks. Advance copy of such affidavit-in-opposition be served upon the learned Advocate for the petitioner. Affidavit-in-reply, if any, be filed within one week thereafter.
4. List this matter on **13th April, 2026** under the heading **“Motion”** at the **Top**.

(Bivas Pattanayak, J.)