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(OP)

In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side

WPA/7457/2026

DEBEN MAHATO TEACHERS' TRAINING INSTITUTE
(B.ED) COLLEGE & ANR.
VS.
BABA SAHEB AMBEDKAR EDUCATION UNIVERSITY & ORS.

Mr. Srijib Chakraborty, Advocate
Mr. Aditya Mondal, Advocate
Mr. Debdu Banerjee, Advocate

.....for the Petitioners

Mr. Partha Sarathi Bhattacharya, Sr. Advocate
Mr. Lutful Haque, Advocate
Ms. Taharima Khatun, Advocate
Mr. G.K. Chowdhury, Advocate
Mr. M. Rasul, Advocate

.....for the Respondent No. 5

Mr. Subhrangsu Panda, Advocate
Mr. Sumitava Chakraborty, Advocate
Mr. Bratati Pramanick, Advocate

.....for the Students

Mr. Parashar Baidya, Advocate
Mr. K. Banerjee, Advocate

.....for the University (R. 1-3)

Mr. Sudipta Panda, Advocate

.....Special officer

1. The report filed by the learned Special Officer, is kept with the record.
2. The effort and time spent by the Special Officer is well appreciated.
3. With the consent of the parties, the following order is passed.
 - i) *The mark-sheets of 73 students are handed over by Mr. Sudipta Panda, Id. Special Officer to Mr. Subhrangsu Panda, learned Advocate, appearing for the student, in Court today.*
 - ii) *The balance 17 students, whose mark-sheets have not been handed over, is on account of the fact that such students have not given their Migration Certificates to the University.*
 - iii) *These students (17) are granted liberty to produce the Migration Certificates and hand over the same to the learned Special Officer by 16.04.2026.*

- iv) The learned Special Officer will hand over these Migration Certificates to Mr. Baidya, learned Advocate, appearing for the University by 20.04.2026.*
- v) Mr. Baidya, will act in terms of the order dated 27.03.2026 and produce the mark-sheets of these 17 students and hand over the same to the learned Special Officer, as and when generated, but positively by 30.04.2026.*
4. The modalities as directed in the order of 27.03.2026 have been complied with.
 5. It is imperative to enlarge the time for the *viva voce* of these students as well as the practical, since the date for this, as stipulated by the University earlier, has lapsed or is on the verge of lapsing.
 6. The learned Special Officer will take steps with the assistance of Mr. Baidya, learned Advocate appearing for the University, to identify a School where the practical can be conducted, at the earliest.
 7. Insofar as the *viva voce* is concerned, in view of the ensuing elections in the State of West Bengal, the College and the University premises may not be available readily; on account whereof, the *viva voce* to be held in the College premises will also be expeditiously conducted by the University post 04.05.2026.
 8. Mr. Bhattacharya, learned senior Advocate, appearing for respondent no. 5, submits that the examination fees of all the students have been paid by his client and seeks an arrangement by which such money may be refunded to him.
 9. He will be at liberty to file relevant statement of accounts to show that such payment has been made by his clients by way of an affidavit.
 10. Insofar as the petitioners are concerned, the fact that they have booked a School is not disputed, though the University submits that it would not be

appropriate to use the said School for the purpose of the practical examination.

11. The petitioners are at liberty to de-requisition the School, which they have booked, if so advised.
12. Once again, it is made clear that the afore-stated order is passed with the consent of the parties.
13. The order of 27.032026 and this order will not create any equity in favor of the petitioner nor clothe any of the parties with any right which they do not otherwise have.
14. The learned Special Officer is requested to continue in office till the process of examination of the students is completed.
15. The learned Special Officer will file a fresh report specifying the manner and method in which the entire process has been done and the examination conducted, on the returnable date.
16. The final remuneration of the learned Special Officer will be decided on the returnable date.
17. List the matter for further consideration 20.05.2026.

(Reetobroto Kumar Mitra, J.)

