

9<sup>th</sup> January,  
2026  
(AK)  
42

**WPA 7418 of 2022**

Saday Chand Mondal  
Vs.  
The State of West Bengal and others

Mr. Subir Sanyal  
Ms. Sumouli Sarkar  
Mr. Somesh Kumar Ghosh  
Mr. Sourojit Mukherjee  
Mr. Sumon Mukherjee  
Ms. Tulika Bag

...for the petitioner.

Mr. Srijan Nayak  
Ms. Rituparna Maitra

...for the State.

1. Learned senior counsel appearing for the writ petitioner hands over copies of orders dated September 25, 2020 and September 30, 2020 passed in WPA 6050 of 2020 in order to point out to this court that, contrary to the maintainability issue raised on behalf of the respondents, the self-same respondents had submitted to the jurisdiction of the writ court, as recorded in the order dated September 25, 2020 cited before this court today, to the effect that both parties were *ad idem* on the proposition that since the service conditions of the writ petitioner flow from statutory rules governing the cooperative societies, the writ petition may be entertained.

2. As such, it is submitted that such issue of maintainability ought not to be permitted to be re-agitated at this stage in the present writ petition.
3. Learned counsel for the State, on the other hand, points out that the Rules in respect of which the order dated September 25, 2020 passed in WPA 6050 of 2020 was passed might not be applicable in the present case.
4. Since none appears today for the private respondents, who raised the objection as to maintainability of the writ petition, let the matter stand adjourned and next be listed on January 30, 2026 for arguments on all issues, including the issue of maintainability.

**(Sabyasachi Bhattacharyya, J.)**