

375 **28.04.**
2026
Ct. No. 24

Ab

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

WPA 9123 of 2026

**Domohana Pharmacy College
Vs.
The State of West Bengal and others.**

**Mr. Debjyoti Deb,
Mr. Ayan Mitra,
Mr. Harshwardhan Kumar Jha.
... for the petitioner.**

**Mr. Swapan Kumar Dutta,
Mr. Rajat Datta,
Ms. Indumouli Banerjee.
... for the State.**

**Mr. Suman Dey.
... for the respondent nos. 2 & 3.**

1. The affidavit of service filed today is taken on record.
2. The petitioner's grievance is that the college has not been granted/renewed the affiliation by the respondent no. 2. The petitioner further submits that even though on earlier occasions the affiliation was duly granted, which has been refused for the particular academic session. This refusal is what has been challenged by the petitioner in this writ petition.
3. Mr. Dey, learned Advocate appearing for the respondent nos. 2 and 3, submits that in spite of repeated requests, post inspection, the petitioner has not updated the deficiencies as pointed out in the post inspection order of March 24, 2025. The petitioner submits that post such inspection several

steps have been taken and indeed books and equipment has been purchased by the petitioner in an attempt to overcome the deficiencies pointed out. Hence, the petitioner is entitled to one further opportunity upon a fresh inspection being done by the respondent nos. 2 and 3.

4. Having heard the learned Advocates for the parties, it is clear that after the inspection of March 24, 2025, the deficiencies pointed out by the respondents were duly accepted. Accepted, since steps were taken by the petitioner to overcome such deficiencies, which prompted the petitioner to make certain purchases. However, the nature of purchase and the purchase of books and equipment is not reflected from the petition.
5. At this ad interim stage, it would not be proper to permit the petitioner to get a provisional affiliation, almost by way of negative equality with other colleges, which the petitioner has brought to the notice of this Court, as it is not clear as to the nature of deficiencies of those colleges and the level of rectification undertaken by them.
6. The petitioner is permitted to use a supplementary affidavit to bring on record of necessary documents to buttress its case that the deficiencies pointed out by the respondent authorities have been addressed and rectified and that the petitioner is entitled to refusal

of its affiliation. Let such supplementary affidavit be filed by May 10, 2026.

7. The respondent authorities will also file an affidavit to bring on record the deficiencies, if any and nature of such deficiencies, particularly as to whether they can be rectified within a short span of time, in response to the petition and the supplementary affidavit filed by the petitioner. Let such affidavit be filed by the respondent authorities by May 20, 2026. Let affidavit-in-reply be filed by the petitioner by June 10, 2026.
8. List this matter for further consideration on June 15, 2026 under the heading "Hearing".

(Reetobroto Kumar Mitra, J.)