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(RCF)

In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side

WPA/19303/2025

WASIM PERTIN
VS
STATE OF WEST BENGAL ORS.

Mr. Samim Ahmmed, Advocate
Mr. Enamul Islam, Advocate
Ms. Ambiya Khatun, Advocate
Ms. Reshma Khatun, Advocate
Ms. Sabnam Mostari, Advocate

.....for the Petitioner

1. Affidavit of service, as filed, be kept with the record.
2. In spite of service, there is no representation on behalf of the State.
3. Ms. Aparna Banerjee, learned Additional Government Pleader, who is present Court, is requested to take up this matter on behalf of the State.
4. Let her appointment be regularized by the concerned office.
5. The main thrust of this writ-petition is to challenge a Notification of 2023 by which two separate classes of employees have sought to be merged, in so far as their eligibility criteria is concerned.
6. Mr. Ahmed, learned Counsel appearing for the petitioner submits that this is impermissible as two separate classes of employees have been treated separately, not only in the parent Scheme of 2006 but also in the Scheme of 2014. Hence, this merger in the 2023 Notification is clearly bad in law.
7. It will be appropriate that the State respondents file a report in this matter.
8. I direct respondent no. 4, the Director of ICDS, Government of West Bengal to file a report by way of an affidavit on this issue by August 31, 2026.
9. List this matter on **September 1, 2026** for further consideration under the heading 'Motion'.

(Reetobroto Kumar Mitra, J.)

