

19.09.2025
Sl. No.28(DL)
Ct. No.42
srm

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

W.P.A. No. 22316 of 2025

Ashutosh Ghosh & Anr.

Versus

The State of West Bengal & Ors.

Mr. Pratip Kumar Chatterjee, Sr. Adv.
Ms. Maitrayee Chatterjee,
Ms. Pampa Dey (Dhabal)

...for the Petitioners.

Ms. Sabnam De Bardhan,
Mr. Prashant Kumar Tripathi

...for the State.

1. Affidavit-of-service filed on behalf of the petitioners is taken on record.
2. Mr. Pratip Kumar Chatterjee, learned Senior Advocate appearing for the petitioners submit that the petitioners applied for the post of Secretary against Employment Notification No.1834/P&RD dated 21st September, 2017. The selection process was stalled. Thereafter, in terms of order passed in MAT 1826 of 2022 on 12th April, 2023, the process of recruitment was taken up by the authority concerned. The petitioners appeared in the written examination and were successful. They were called for *viva voce*/interview. Since results were not published, the other applicants/candidates filed a contempt petition being CPAN 78 of 2024. Pursuant

to the order passed in the contempt application, the final results were published on 23rd July, 2025. In the final list the name of the petitioners did not figure. The marks obtained by the candidates were not shown in the final list. The petitioners filed an application under the Right to Information Act seeking for final marks obtained by the petitioners, cut-off marks for the said examination and marks obtained by the other selected candidates. However, the said information was not provided. Being aggrieved by the action of the respondent authorities, the present writ petition is preferred. He prays for an interim order of stay.

3. Ms. Shabnam De Bardhan, learned Senior Government Advocate appearing for the State submits that the examination has been conducted in terms of order passed in the appeal. She seeks to file affidavit-in-opposition.
4. The issues raised in the present writ petition can be decided upon exchange of affidavits. Accordingly, interim order of stay of recruitment is turned down at this stage.
5. Let such affidavit-in-opposition be filed by State-respondents within a period of two weeks on reopening of this Court after the ensuing Puja vacation. Advance copy of such affidavit-in-opposition be served upon the learned Advocate for

the petitioners. Reply, if any be filed within a week thereafter.

6. List this matter on **18th November, 2025** under the heading “**Returnable Motion**”.

7. On the prayer of the learned Advocate for the petitioners, liberty is granted to deposit deficit court fees, if any, in the meantime.

(Bivas Pattanayak, J.)