

05.02.2026  
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**FMA 75 of 2026**  
+  
IA No. : CAN 1 of 2025 (Stay)  
**Basir Uddin Molla**  
- Versus -  
**The State of West Bengal & Others**

Mr. Sujit Kumar Rath,  
Mr. Soumyanil Maiti  
... for the Appellant.  
Mr. Pinaki Dhole,  
Mr. Avishek Prasad  
... for the State/Respondents.  
Mr. Dwijadas Pattanayak  
... for the School Authorities.

The present appeal has been preferred challenging the judgment dated 28th October, 2025 passed by the learned Single Judge in the writ petition being WPA 15930 of 2016.

Having noted the submissions advanced by the learned advocates appearing for the respective parties and upon perusal of the materials on record, we are of the view that the application for stay requires to be decided upon exchange of affidavits by the parties.

In view thereof, the respondents are directed to file their affidavits-in-opposition to the application for stay within a period of four weeks. Reply thereto, if any, shall be filed within two weeks thereafter.

List the matter for further consideration six weeks hence.

**(Partha Sarathi Chatterjee, J.) (Tapabrata Chakraborty, J.)**