

M/L 806
27.07.2026
Court No.24
SD

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

WPA 29212 of 2024

Sk. Abul Kalam Azad

Vs.

The State of West Bengal & Ors.

Mr. Shamim ul Bari

Ms. Asmita Mitra

Ms. Jhilik Singha

...for the Petitioner.

Mr. Subhrangsu Panda

Mrs. Ina Bhattacharyya

Mrs. Mithu Singha Mahapatra

...for the West Bengal College Service Commission.

1. The vacancy for recruitment in the post of assistant professor for Government Aided General Degree Colleges in the subject Journalism and Mass Communication against advertisement no.1/2020 published by the West Bengal College Service Commission cannot be filled up as there is no candidate in the PWD(C) category.

2. It appears that the college where the recruitment is to be made follows the 100-Point Roaster vacancy. The College is yet to communicate to the Backward Classes Welfare Department, Government of West Bengal as regards filling up the vacancy by interchange in accordance with Section 34(2) of the Rights of Persons with Disabilities Act, 2016.

3. The writ petition is pending for nearly the last two years.

4. None appears either on behalf of the State or on behalf of the subject college.

5. In view of the above, the Principal, Maharaja Manindra Chandra College, the respondent no.8 is directed to forward all documents in connection with the subject recruitment process in the PWD(C) category, the vacancy which could not be filled up to the Secretary, Backward Classes Welfare Department, the respondent no.9 herein within a fortnight from the date of communication of this order.

6. The Secretary, Backward Classes Welfare Department shall take a decision in the matter in accordance with the Act mentioned hereinabove at the earliest but positively within a period of four weeks from the date of receipt of all documents from the college authority.

7. In the event the college does not forward any documents to the department within the time limit stipulated hereinabove, then the Secretary of the department shall take steps to collect the documents from the college for compliance of the direction passed herein.

8. The fate of the prayer of the petitioner for interchange shall be made known to the petitioner.

9. The matter is made returnable on September 21, 2026.

10. A report from the college and the Backward Classes Welfare Department shall be placed before this Court on the adjourned date.

11. The petitioner is directed to communicate this order to the college as well as the department forthwith.

12. Parties to act on the basis of the server copy of this order duly downloaded from the official *website* of this Court.

(Amrita Sinha, J.)