S/L 7
23.02.2026
Court. No. 18
suvayan

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA 28874 of 2025

Md. Daud Hossain & Ors.
Vs.
State of West Bengal & Ors.

Mr. Firdous Samim
Ms. Gopa Biswas
Mr. Hasanuz Jaman Molla
Mr. Hasibur Rahaman Jamader
Mr. Md Imzamamul Islam
Mr. Rajosik Dutta

... for the petitioners.

Mr. Sirsanya Bandopadhyay
Mr. Kushal Das

... for the State.

Mr. Biswaroop Bhattacharya
Mr. Rahul Mukar Singh

...for W.B.C.S.S.C.

Ms. Koyeli Bhattacharyya
Mr. Bibek dutta
Mr. Manas Bhattacharyya

For W.B.B.S.E.

1. The affidavit-of-service filed by the learned advocate for the petitioners be kept with the record.

2. The petitioners participated in 2nd SLST in level Classes XI and XII in the subject Education. They are aggrieved by the manner in which their answers have been assessed by the authority.

3. The petitioners also challenge the conduct of the Commission in collecting fees for raising objection to the

answers published by the Commission at the stage of publication of the preliminary model answer key.

4. Learned advocate representing the Commission raises an objection with regard to the maintainability of the writ petition at the instance of 65 candidates.

5. It has been submitted that all the candidates did not raise objection at the preliminary stage. No case has been made out by the petitioners regarding imposition of fees for filing objection to the answer key.

6. It has been submitted that the petitioners participated in the recruitment process without throwing any challenge to the Rule. No challenge has also been thrown to the notice published by the Commission on September 16, 2025 annexed to the writ petition. No demand justice has been filed before the authority prior to filing the instant writ petition. The petitioners have made omnibus submissions and prayers in the writ petition.

7. The issue in question will be decided after the Commission files report by way of an affidavit.

8. Let an affidavit be prepared and circulated by the Commission within a period of four weeks disclosing the total number of candidates who participated in the recruitment process in respect of Classes IX, X and XI, XII, the number of candidates who raised objections and the quantum of money collected from the candidates on

account of objections raised by them and the amount of money refunded by the Commission to the candidates after their objections were found to be sustainable. The report shall also specify as to whether there is any restriction specifying the number of objections that can be raised by a candidate.

9. It will be open for the petitioners to file exception to the report within a fortnight thereafter.

10. Liberty to mention the matter for hearing immediately after completion of the aforesaid time period.

11. The issue of maintainability of the writ petition, as raised by the respondents, is left open to be decided at a later date.

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.)