S/L 14
23.02.2026
Court No.18
SD

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

WPA 29768 of 2025

Nil Ratan Kunui & Ors.
Vs.
The State of West Bengal & Ors.

Mr. Firdous Samim
Ms. Gopa Biswas
Mr. Hasanuz Zaman Molla
Md. Imzamamul Islam
Mr. Rajosik Dutta
Ms. Brinta Dutta
Mr. Naman Shah
Mr. Hasibur Rahaman Jamader
...for the Petitioners.

Mr. Kunal Ganguly
Mr. Bibek Dutta
...for the WBBSE.

Mr. Biswaroop Bhattacharyya
Mr. Rahul Kumar Singh
...for the WBCSSC.

1. Affidavit of service filed in Court today be kept with the records.

2. The petitioners participated in 2nd SLST in level Classes XI and XII in the subject Bengali. 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 13 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.)