



**Circuit Bench of Calcutta High Court
at Jalpaiguri**

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2020

W.P.A. 600 of 2020

**Amit Kumar Das
Versus
State of West Bengal & Others.**

Mr. Partha Pratim Sarkar.
.....for the petitioner.

Mr. Bikramaditya Ghosh,
Mr. Momenur Rahaman.
....for the State.

Mr. Joyjit Choudhury,
Mr. Rohit Agarwal.
.....for the respondent no.3, 5, 6 & 7.

Affidavit of service is taken on record.

The petitioner has challenged the notification of vacancy published by Sukanta Mahavidyalaya by an advertisement No. 2020/SNV/REC./001 dated 19th February, 2020. The said Notification of vacancy was published in accordance with a Government Notification dated 25th August, 2017.

The Government Notification dated 25th August, 2017 has been challenged by a separate candidate and the same is pending for consideration before the Hon'ble High Court in MAT 1598 of 2018 (Mithu Rani Das –Vs- State of West Bengal & Ors.).

In the aforesaid appeal an interim order has been passed restraining the respondents from giving any appointment to the Group-D post pertaining to the advertisement dated 2nd January, 2020 till the



disposal of the writ petition. The respondents were however at liberty to complete the selection process.

The advertisement under challenge in the instant writ petition dated 19th February, 2020 is continuation of the impugned government notification dated 15th August, 2017. As the issue is already pending consideration before the Hon'ble Division Bench the petitioner shall be entitled to similar interim protection.

The respondents shall be at liberty to complete the selection process but no appointment shall be made without the leave of the Court.

The advertisement under challenge is for a Walk-in-Interview for recruitment of non-teaching staff at Sukanta Mahavidyalaya. It has been submitted by the respondents that the interview will start from 4th March, 2020.

The petitioner will be at liberty to participate in the Walk-in-Interview but the fate of the said interview shall be subject to the result of the instant writ petition.

The respondents are directed to file their affidavit-in-opposition within a period of six weeks. Reply, if any, be filed within a fortnight thereafter.

Liberty to mention the matter for inclusion in the list before the next available Circuit Bench.



Urgent Photostat certified copy of this order be supplied to the parties upon completion of usual formalities.

(Amrita Sinha, J.)