

OD-9

ORDER SHEET

WPO/1083/2023

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
ORIGINAL SIDE

CHINMOY KUMAR CHATTERJEE
VS
THE STATE OF WEST BENGAL AND ORS.

BEFORE:

The Hon'ble JUSTICE LAPITA BANERJI

Date: 18th August, 2023

Appearance:

Mr. Debduitta Basu, Adv.
..for the petitioner

Mr. Santanu Kumar Mitra, Adv.
Ms. Parna Roy Choudhury, Adv.
...for the State

Ms. Deblina Chattaraj, Adv.
Ms. Angana Dutta, Adv.
..for WBTC Ltd.

The Court: Mr. Basu, learned counsel appearing on behalf of the writ petitioner, submits that during the selection process, the criteria for selection could not have been altered by the respondent/West Bengal Transport Corporation Limited (WBTC).

Ms. Chattaraj, learned counsel appearing on behalf of the Corporation cites a judgment reported in 2023 SCC OnLine SC 344 (**Tajvir Singh Sodhi and Ors. vs. State of Jammu & Kashmir**).

She submits that even if the criteria for selection is changed during the recruitment process, the same cannot be set aside or quashed unless such an alteration of selection criteria was motivated by *mala fide* intention/motive.

Let the matter come for further consideration under the heading **“Court Applications”** on **August 25, 2023**.

(LAPITA BANERJI, J.)

bp.