

Court No. 22

27.3.2023

(Item No. 76-
78)

(AB)

**IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
Appellate Side**

W.P.A. 23191 of 2009

+

CAN 4513 of 2011

Mansaram Ghosal

VS

The State of West Bengal & Ors

With

WPA 23188 of 2009

+

CAN 4512 of 2011

Chinmoy Mukherjee

VS

The State of West Bengal & Ors

With

WPA 16109 of 2010

+

CAN 4514 of 2011

Tufan Banerjee

VS

The State of West Bengal & Ors

Mr. Jayak Kumar Gupta.... For the State

Mr. Uttiya Ray

Mr. Arnab Mandal

..... for respondent Chhatna
Chandidas Mahavidyalaya

Affidavit of service filed in Court today, is
taken on record.

The College authorities had come up with applications for modification of the order dated October 4, 2010 by which the parent writ petitions were disposed of. The College authorities contended that due to the supervening impossibility the direction of the co-ordinate bench dated October 4, 2010 could not be and cannot be complied with. The College authorities further contended that, they are running without any non-teaching staff for about last 13 years.

Mr. Jayak Kumar Gupta, learned counsel appeared for the State. He submitted that, this being an old matter, he needs to take instruction from his client.

Learned counsel for the College authorities shall furnish the copies of the applications and the writ petitions upon Mr. Jayak Kumar Gupta, learned counsel who was not originally briefed when the writ petitions were disposed of.

Upon receipt of such cause papers Mr. Jayak Kumar Gupta, learned counsel shall take instruction from his client and shall file a short affidavit disclosing their stand on the issue.

Such an affidavit shall be filed by the State authority on or before April 30, 2023. A copy of such affidavit shall be served upon Mr. Uttiya Ray, learned counsel for the College authority.

Despite notice the writ petitioners chose not to be represented.

The college authority shall serve one further notice upon the writ petitioners mentioning the next date of hearing.

These applications shall appear for further consideration under the heading **“Application”** on **May 8, 2023.**

A copy of this order is directed to be placed in the respective files of each of these writ petitions.

(Aniruddha Roy, J.)