

04.02.2021
SL No.4
Court No.12
(gc)

**4) MAT 26 of 2021
With
CAN 2 of 2021**

**Binita Mitra Nee Roy
Vs.
State of West Bengal & Ors.**

With

5) MAT 43 of 2021

**Shibu Das & Ors.
Vs.
State of West Bengal & Ors.**

With

6) MAT 44 of 2021

**Papia Majhi
Vs.
West Bengal Central School Service
Commission & Ors.**

With

7) MAT 45 of 2021

**Debashri Mandal
Vs.
State of West Bengal & Ors.**

(Via Video Conference)

Mrs. Lipika Maiti,
Mr. Sakya Maity,
...for the Appellant in MAT 26 of 2021.
Mr. Subrata Mukhopadhyay,
Mr. Samit Sanyal,
Mr. Bandhu Brata Bhar,
...for the Appellants in MAT 43 of 2021,
MAT 44 of 2021 and MAT 45 of 2021.

Mr. Bhaskar Prasad Vaisya, Ld. A.G.P.,
Mr. Ranjan Saha,
...for the State in MAT 26 of 2021.
Dr. Sutanu Kr. Patra,
Mr. Kanak Kiran Bandyopadhyay,
...for the S.S.C.

The applicants have prayed for recalling of the order dated 13th January, 2021 in MAT 26 of 2021 with CAN 01 of 2021 on the ground that this matter was supposed to appear after 18th January, 2021 but it appears from record that this matter was disposed of on 13th January, 2021.

It is stated in Paragraph 2 of the said application that although the matter was appearing on 13th January, 2021 but the matter was ultimately adjourned till 18th January, 2021. Similar matters challenging judgment and order of the learned Single Judge in relation to 12th RLST (AT), 2011 was disposed of on 13th January, 2021. This appeal also involves same and similar questions of law and, accordingly, this appeal also shall stand dismissed in terms of our order dated 13th January, 2021.

We do not have any definite recollection as to whether this matter was adjourned till 18th January, 2021. However, this issue has now become academic and inconsequential in view of our order dated 13th January, 2021 disposing of similar matters by affirming the order passed by the learned Single judge.

The recalling application being CAN 2 of 2021 stands disposed of.

However, there shall be no order as to costs.

Urgent Photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

(Saugata Bhattacharyya, J.)

(Soumen Sen, J.)