

23.11.2021.  
Court No.13  
Item No. 6  
ap

**W.P.A. No. 11821 of 2021  
(Through Video Conference)**

**Bhagirath Ghosh  
Versus  
The State of West Bengal & Ors.**

Mr. Satrajit Sinha Roy.

...For the petitioner.

Mr. Samrat Sen,  
Ms. Manali Ali.

...For the State.

Mr. Sobhan Majumder,  
Mr. Himangsu Ghosh.

...For the respondent no.8.

Affidavit-of-service filed in Court today be taken  
on record.

The grievance of the writ petitioner is that the  
Chief Medical Officer of Health, Nadia, being the  
respondent no.4, has engaged the private respondent  
no.8 to provide Security Services in some Hospitals in  
the Nadia District.

It is submitted that the private respondent no.8  
does not have licence under the West Bengal Private  
Security Agencies (Regulation) Act, 2005.

It is further submitted that certain charge-  
sheets have been filed and are pending against the  
respondent no.8.

Admittedly, the said charge-sheets have not  
been tested in trial. The question of holding the

petitioner ineligible, therefore, does not and cannot arise.

It is, however, made clear that the respondent no.4 shall be entitled to review the work order granted to the writ petitioner, in the event of any conviction or any proof thereof.

At page 33 of the writ petition a licence dated 20<sup>th</sup> November, 2014 has been annexed. The petitioner even otherwise are supplying sweeping and cleaning staff to the hospitals under the CMOH. The allegations made by the writ petitioner are, therefore, baseless.

The writ petition is dismissed.

All parties are directed to act on a server copy of this order duly downloaded from the official website of this Court.

***(Rajasekhar Mantha, J.)***