

03
to
14
16.11.21
Ct. No. 28
Akd

W.P.A. 13628 of 2018
Rabin Tudu
Vs.
State of West Bengal & Ors.
With
W.P.A. 23626 of 2018
+
I.A. No. CAN 1 of 2018 (Old No. CAN 5851 of 2018)
Kamala Kanta Hansda
Vs.
State of West Bengal & Ors.
With
W.P.A. 23628 of 2018
Sandip Mandal
Vs.
State of West Bengal & Ors.
With
W.P.A. 5515 of 2020
+
WPO 41 of 2020
WPO 306 of 2020
Debabrata Kanji
Vs.
State of West Bengal & Ors.
With
M.A.T. 378 of 2021
Supriya Ray
Vs.
State of West Bengal & Ors.
With
M.A.T. 379 of 2021
Ratan Lal Halder
Vs.
State of West Bengal & Ors.
With
M.A.T. 380 of 2021
Jyotirmay Jana
Vs.
State of West Bengal & Ors.
With
W.P.A. 15707 of 2021
Sujata Mukhopadhyay
Vs.
State of West Bengal & Ors.
With
W.P.A. 5518 of 2020
Shrabanti Debnath
Vs.
State of West Bengal & Ors.
With
W.P.A. 5519 of 2020
Anasuya Bodhak
Vs.
State of West Bengal & Ors.
With
W.P.A. 5522 of 2020
Supriya Mukhopadhyay
Vs.
State of West Bengal & Ors.

With
W.P.A. 17476 of 2021
Krishna Bera (Baidya)
Vs.
State of West Bengal & Ors.

Mr. Anindya Bose,
Mr. Diptendy Mondal.

... for the petitioner
 in WPA 23626 of 2018

Mr. Partha Sarathi Bhattacharyya,
Mr. Partha Sardar,
Mr. Abhijit Basu.

... for the petitioner/appellant
 in WPA 23628 of 2018

&

MAT 378 of 2021

to

MAT 380 of 2021

Mr. Subir Sanyal,
Mr. Ratul Biswas,
Ms. Sumouli Sarkar,
Mr. Sagnik Roy Chowdhury,
Mr. Ishan Bhattacharyya.

... for the petitioner
 in WPA 15707 of 2021

Mr. S. N. Mookherjee, Ld. Adv. Gen.,
Mr. Anirban Ray,
Mr. Raja Saha,
Mr. Abhishek Prasad,
Mr. Samim Ul Bari,

... for the State.

Dr. Sutanu Patra,
Mr. Kanak Kiran Bandyopadhyay,
Ms. Supriya Dubey.

... for the School
 Service Commission

Ms. Koyeli Bhattacharyya.

... for the WBBSE in
 WPA 5515 of 2020

to

WPA 5522 of 2020

Mr. Santanu Kumar Mitra.

... for the WBBSE in
 WPA 17476 of 2021

Mr. Atarup Banerjee,

Mr. Mrityunjoy Chatterjee.

... for the respondent nos. 8 & 9 in
 WPA 5515 of 2020,
 WPA 5518 of 2020

To

WPA 5522 of 2020.

In all these matters learned Counsels appearing for the respective parties uniformly submitted that the pivotal issue involved herein relates to vires of Section 10(C) of the West Bengal School Service Commission Act, 1997.

All the matters were directed to appear together so that by a common judgement the same can be disposed of.

Learned Advocate General submits that the affidavit-in-opposition in WPA 15707 of 2021 is ready and can be filed by tomorrow.

However, the learned Counsels appearing for the respective writ petitioners say that apart from the point agitated in the aforementioned case the additional points have also been taken leading to the challenge relating to vires of the said provision of law and the State has not used the affidavit as yet.

In order to avoid any complication or point of demurrer being taken, we intend the affidavits to be completed in all such matters so that the points, which have been taken by the respective parties, can be conveniently dealt with by the State in the affidavit-in-opposition.

Accordingly, the State is directed to file affidavit-in-opposition by Thursday (18.11.2021); copy whereof shall be served upon the appearing Counsels on or before 18th November, 2021. Reply, if any, shall be filed by Monday (22.11.2021).

The matters are made returnable on 23rd November, 2021.

We are, however, informed that some other matters pertaining to the same issue have not been listed today.

Learned Advocate appearing for the School Service Commission hand over the list of such matters. Let such matters appear also along with the aforementioned cases on the returnable date.

(Harish Tandon, J.)

(Rabindranath Samanta, J.)