

WPA 12921 of 2013

**Rahul Deb Lahiri
Vs.
The State of West Bengal & Ors.**

**Mr. Arnab Saha
Ms. Sreetama Neogi**

..for the petitioner

**Dr. Sutanu Kumar Patra
Ms. Supriya Dubey**

..for the WBCSSC

The matter relates to selection for the post of clerk in a government aided high school based on the selection process initiated by the appropriate authority of the West Bengal Central School Service Commission that is 1st RLST (NT), 2010 Clerk, District-Malda, Medium-Bengali, Category-General Co-ED.

Ms. Sreetama Neogi, learned advocate appears on behalf of the petitioner and submits that it is not clear whether one Biswajit Biswas being a selected candidate was awarded 6.47 and 8.47 in computer typing and computer proficiency test. On the basis of this it has further been submitted that had Biswajit Biswas been awarded 6.47 in computer typing and computer proficiency test in that event petitioner was required to be adjudged as a selected candidate from the waiting list prepared by the Commission for the post of clerk.

Considering such submission made on behalf of the petitioner, this Court by passing order dated 20th December, 2021 directed the learned advocate representing the Commission to produce records relating to the selection process for appointment in the post of clerk as mentioned above.

Pursuant to such direction, today copy of the relevant record has been produced before this Court under covering letter dated 18th January, 2022 issued by the Secretary, West Bengal Central School Service Commission wherefrom it appears that said Biswajit Biswas was awarded 8.47 in computer typing and computer proficiency test.

In addition thereto, notice of this Court has been drawn to page 39 of the writ petition wherefrom it appears that in response to a letter made under RTI Act on behalf of the Commission vide letter dated 1st January, 2013 the petitioner was informed that Biswajit Biswas was awarded 8.47 marks. Dr. Patra has also submitted that the document which is annexed as annexure P-3 to this writ petition at page 35 is not the document pertaining to the said selection process.

In view of such submission being made on behalf of the Commission and on perusal of all the relevant records, wherefrom it appears that said Biswajit Biswas was awarded 8.47 marks. Therefore, it can safely be

concluded that there is no anomaly in preparing the waiting list for appointment of clerk in 1st RLST (NT), 2010 Clerk as aforesaid.

The letter of the Secretary of the West Bengal Central School Service Commission issued under memo dated 18th January, 2022 along with the copy of the relevant record is taken on record.

Accordingly, the writ petition stands dismissed.

However, there shall be no order as to costs.

Urgent photostat certified copy of the order, if applied for, be given to the parties, upon usual undertakings.

(Saugata Bhattacharyya, J.)