

57
18.01.2022.
d.p.

**In The High Court At Calcutta
Constitutional Writ Jurisdiction
Appellate Side**

**W.P.A 21091 of 2021
(Via Video Conference)**

**Din Mahammad Shaikh
-versus
The State of West Bengal & Ors.**

**Mr. Samarendranath Biswas.
...For the Petitioner.**

**Mr. A. Mondal,
Mr. Khairul Alam.
...For the State.**

**Mr. Ratul Biswas.
...For the Board.**

The petitioner participated in the TET 2014 examination held in 2015.

The grievance of the petitioner is that the marks obtained by him in the said examination were not disclosed to him.

The query that he filed before the Board of Primary Education under the Right to Information Act has also not been properly replied.

The query of the petitioner was for disclosing the marks obtained by the last empanelled candidate in TET 2014 examination.

TET 2014 examination not being a competitive examination, there cannot be any scope of disclosing the marks obtained by the last empanelled candidate.

The Board has already published the result of the said examination in its official website and the said result was available in the said website for quite some time. It was open for the petitioner to check up from the official website of the Board as to whether he passed the examination or not.

The next query sought for by the petitioner was how many wrong questions were set in the TET 2014 examination. It is not open for an examinee to question the examination conducting body whether any wrong question was set in the examination paper.

The petitioner has to come with a specific case mentioning that the question(s) set by the Board were wrong or incorrect. The petitioner cannot put forward a query before the Board to disclose the number of wrong question(s) set in the examination paper.

The stand of the Board is always that all the questions were properly set and there was/were no wrong question(s) in the question paper.

The petitioner made a representation before the Board in November, 2021 for supplying the result of the TET examination 2014, declared in 2016. Had the petitioner been vigilant enough he would have known his marks of TET 2014 examination when it was published by the Board in their official website in 2016.

The petitioner has filed the writ application nearly five years after the declaration of the result.

The petitioner has approached the authority at a very belated stage and no relief can be granted in favour of the petitioner in the present writ petition.

The writ petition fails and is hereby dismissed.

Urgent photostat certified copy of this order be supplied to the parties, if applied for, as early as possible.

(Amrita Sinha, J.)