

06.11.2024
(M/L-102)
Ct.-19
(Susanta)

**IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE**

W.P.A. 5378 of 2024

Sovan Maity

-Vs-

The State of West Bengal & Ors.

Mr. Vishak Bhattacharya,
Ms. Biyanka Bhattacharya,

.... For the Petitioner.

Mr. Saikat Banerjee,
Mr. Ratul Biswas,
Mr. Kaushik Chowdhury,

.... For the W.B.B.P.E.

Mr. Arindam Chattopadhyay,
Ms. Lipika Chatterjee,

.... For the State.

Affidavit-of-service filed on behalf of the petitioner
be kept with the record.

The petitioner could not participate in the
recruitment process initiated by the West Bengal Board
of Primary Education for appointment of Primary
Teachers as there was delay in publication of the result
and certificate of the Teacher Eligibility Test (TET)
2014.

The Board, however, by a notice bearing Memo No.
1601/BPE/2021 dated December 20, 2021 had invited
the petitioner to participate in the said selection
process.

The petitioner is alleging that in the said selection
process, his candidature has been rejected on the
ground of want of requisite training qualification.

The petitioner has B.Ed. as his training
qualification, which is not a valid training qualification

for appointment in the post of Assistant Teachers in Primary Schools, as has been held by the Hon'ble Supreme Court in the case of ***Devesh Sharma Vs. Union of India and Ors.*** reported in **2023 SCC Online SC 985.**

In view of such position, the Board is fully justified in rejecting the candidature of the petitioner in the said selection process.

W.P.A. 5378 of 2024 is dismissed with the above observations without any order as to costs.

Parties to act on the server copy of this order duly downloaded from the official *website* of this Court.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Biswajit Basu, J.)