

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

01 04.09.2025
to Ct.18
24 DM
rkd

W.P.A. 19994 of 2025

Md. Nausad Ali

-vs-

The State of West Bengal & Ors.

With

W.P.A. 20278 of 2025

Tushar Mondal & Ors.

-vs-

The State of West Bengal & Ors.

With

W.P.A. 20892 of 2025

Manas Das & Ors.

-vs-

The State of West Bengal & Ors.

With

W.P.A. 20893 of 2025

Debasis Pradhan & Ors.

-vs-

The State of West Bengal & Ors.

With

W.P.A. 20941 of 2025

Lakshmi Biswas

-vs-

The State of West Bengal & Ors.

With

W.P.A. 20963 of 2025

Mousumi Khatun

-vs-

The State of West Bengal & Ors.

With

W.P.A. 20969 of 2025

Riya Pal

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21015 of 2025

Ritesh Ghosh & Ors.

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21016 of 2025

Kanika Barman

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21018 of 2025

Boby Paul

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21019 of 2025

Baby Biswas

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21020 of 2025

Susmita Roy

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21021 of 2025

Jhuma Saha

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21022 of 2025

Saiyed Alam

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21023 of 2025

Sanjay Giri

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21024 of 2025

Bilkisnara Khatun

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21025 of 2025

Sk. Sajhin Islam

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21026 of 2025

Md. Nawaz Sharif

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21027 of 2025

Asima Nayak

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21029 of 2025

Karabi Mahata

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21149 of 2025

Sanjib Barma

-vs-

The State of West Bengal & Ors.

With

W.P.A. 21150 of 2025

Rama Barman

-vs-

The State of West Bengal & Ors.

With
W.P.A. 21151 of 2025

Sucheta Maiti & Ors.

-vs-

The State of West Bengal & Ors.

With
W.P.A. 21152 of 2025

Sahadeb Sarkar

-vs-

The State of West Bengal & Ors.

Mr. P. C. Ghosh,
Mr. Subir Hazra,
Ms. Kakali Samajpaty

....for the petitioner in WPA 19994/25.

Mr. Suuddhasatya Banerjee,
Mr. Pratik Mazumdar,
Ms. Sahini Muklherjee

....for the petitioners in WPA 20278/25.

Mr. Subir Sanyal,
Mr. Saumya Majumder,
Mr. Vishak Bhattacharya,
Ms. Ruchira Chatterjee,
Ms. Biyanka Bhattacharya

....for the petitioners in WPA 20892/25,
WPA 20893/25,
WPA 21016/25,
WPA 21018/25,
WPA 21020/25,
WPA 21021/25 &
WPA 21152/25.

Mr. Subir Sanyal,
Mr. Somesh Ghosh

....for the petitioner in WPA 20941/25.

Mr. Protik Majumder,
Ms. Snehasish Dey

....for the petitioners in WPA 21015/25

Mr. Sirsanya Bandopadhyay,
Mr. Biswarup Biswas,
Ms. Rituparna Ghosh,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 19994/25.

Mr. Sirsanya Bandopadhyay,
Mr. Tapan Kumar Mukherjee,
Ms. Tuli Sinha

Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 20278/25.

Mr. Sirsanya Bandopadhyay,
Mr. Bhaskar Prasad Vaisya,
Mr. Nilay Baran Mandal,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 20892/25.

Mr. Sirsanya Bandopadhyay,
Mr. Biswarup Biswas,
Ms. Rituparna Ghosh,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 20893/25.

Mr. Sirsanya Bandopadhyay,
Mr. Amitabrata Roy,
Mr. Biswarup Biswas,
Mr. Shibasish Basnerjee,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 20941/25.

Mr. Sirsanya Bandopadhyay,
Mr. Amitabrata Roy,
Mr. Nilotpal Chatterjee,
Mr. Shibasish Banerjee,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 20963/25.

Mr. Sirsanya Bandopadhyay,
Mr. Amitabrata Roy,
Mr. Nilotpal Chatterjee,
Mr. Shibasish Banerjee,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 20969/25.

Mr. Sirsanya Bandopadhyay,
Mr. Biswabrata Basu Mallick,
Mr. Sagnik Bhattacharya,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 21015/25.

Mr. Sirsanya Bandopadhyay,

Mr. Tapan Kumar Mukherjee,
 Ms. Pinaki Dhole,
 Mr. Sandip Das Gupta,
 Ms. Mahima Cholera,
 Mr. Niket Ojha

....for the State in WPA 21016/25.

Mr. Sirsanya Bandopadhyay,
 Mr. Ashim Kumar Ganguli,
 Mr. Bellal Shaikh
 Mr. Sandip Das Gupta,
 Ms. Mahima Cholera,
 Mr. Niket Ojha

....for the State in WPA 21018/25.

Mr. Sirsanya Bandopadhyay,
 Mr. Lalit Mohan Mahata,
 Mr. P. B. Mahata
 Mr. Sandip Das Gupta,
 Ms. Mahima Cholera,
 Mr. Niket Ojha

....for the State in WPA 21019/25.

Mr. Sirsanya Bandopadhyay,
 Mr. Lalit Mohan Mahata,
 Mr. Swapan Das,
 Mr. Sandip Das Gupta,
 Ms. Mahima Cholera,
 Mr. Niket Ojha

....for the State in WPA 21020/25.

Mr. Sirsanya Bandopadhyay,
 Mr. Amitabrata Roy,
 Mr. Nilotpal Chatterjee,
 Mr. Shibasish Banerjee,
 Mr. Sandip Das Gupta,
 Ms. Mahima Cholera,
 Mr. Niket Ojha

....for the State in WPA 21021/25.

Mr. Sirsanya Bandopadhyay,
 Mr. Ashim Kumar Ganguly,
 Ms. Jyotsna Roy Mukherjee,
 Mr. Sandip Das Gupta,
 Ms. Mahima Cholera,
 Mr. Niket Ojha

....for the State in WPA 21022/25.

Mr. Sirsanya Bandopadhyay,
 Mr. Tapan Kumar Mukherjee,
 Ms. Tuli Sinha
 Mr. Sandip Das Gupta,
 Ms. Mahima Cholera,
 Mr. Niket Ojha

....for the State in WPA 21023/25.

Mr. Mr. Sirsanya Bandopadhyay,

Mr. Amitabrata Roy,
Mr. Nilotpal Chatterjee,
Mr. Shibasish Banerjee,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 21024/25.

Mr. Sirsanya Bandopadhyay,
Mr. Supriya Chattopadhyay,
Ms. Sayantanee Bhattacharyya
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 21025/25.

Mr. Sirsanya Bandopadhyay,
Mr. Supriyo Chattoapdhyay,
Mr. Suman Dey,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 21026/25.

Mr. Sirsanya Bandopadhyay,
Mr. Bhaskar Prasad Vaisya,
Mr. Nilay Baran Mandal,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 21029/25.

Mr. Sirsanya Bandopadhyay,
Mr. Arun Kumar Saha,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 21150/25.

Mr. Sirsanya Bandopadhyay,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 21151/25.

Mr. Sirsanya Bandopadhyay,
Mr. Sandip Das Gupta,
Ms. Mahima Cholera,
Mr. Niket Ojha

....for the State in WPA 21152/25.

Mr. Kalyan Bandopadhyay,
Mr. Biswaroop Bhattacharya,
Ms. Pramiti Bandopadhyay,
Mr. Arka Kumar Nag,
Mr. Rahul Kumar Singh

....WBCSSC.

Ms. Koyeli Bhattacharyya,
Mr. Bibek Dutta

....for the WBBSE.

1. Affidavits-of service filed in respect of WPA 19994 of 2025 and WPA 20893 of 2025 on behalf of the petitioners are taken on record.
2. All the writ petitions are taken up for consideration since common issues are involved.
3. Petitioners are declared as tainted candidates and their names featured in the list dated 30th August, 2025 which was published by the West Bengal Central School Service Commission. By publishing list dated 30th August, 2025 petitioners since are termed as tainted they will not be permitted to participate in the ensuing examinations scheduled on 7th September, 2025 and 14th September, 2025.
4. The Examinations which are to be held on 7th September, 2025 and 14th September, 2025 are parts of selection process which have been initiated in terms of recruitment notification dated 30th May, 2025 being No. 1092/7016/CSSC/ESST/2025.
5. It is submitted by the learned advocates representing the petitioners that though they are issued Admit Cards permitting them to sit in the scheduled examinations but based on list dated 30th August, 2025 their Admit Cards are cancelled

triggering the present writ petitions.

6. Learned advocates representing the parties have relied upon judgment of the Hon'ble Division Bench dated 22nd April, 2024 delivered by the Hon'ble Division Bench on a batch of matter first one being *WPA 30649 of 2016 (Baishakhi Bhattacharyya (Chatterjee) & Ors. -vs- State of West Bengal & Ors.)* and the judgment of the Hon'ble Supreme Court delivered in civil appeal arising out of Special Leave Petition (Civil) No.9586 of 2024 [*State of West Bengal vs. Baishakhi Bhattacharyya (Chatterjee) and Ors.*].
7. In addition thereto, Mr. Ghosh, learned advocate representing the petitioner has made submission in WPA 19994 of 2025 based on a document dated 29th December, 2020 issued by the concerned authority of the West Bengal Central School Service Commission whereby petitioner in the said writ petition was informed of marks allotted to him. It is submitted that this document shows that petitioner is not a tainted candidate. Therefore, his name should not feature in the list dated 30th August, 2025.
8. Mr. Majumder, learned senior advocate, Mr. Banerjee, learned advocate and other learned advocates representing the petitioners in these writ

petitions have placed reliance on judgment dated 10th July, 2025 delivered on *MAT 1016 of 2025 (West Bengal Central School Service Commission & Anr. -vs- Sanjay Kumar Doloi & Ors.)*.

9. It is argued that paragraph 363(iv) of the judgment dated 22nd April, 2024 delivered by the Hon'ble Division Bench in *Baishakhi Bhattacharyya (Chatterjee)* (supra) and judgment dated 3rd April, 2025 delivered by the Hon'ble Supreme Court in *Baishakhi Bhattacharyya (Chatterjee)* (supra) were considered by the Hon'ble Division Bench in judgment dated 10th July, 2025 passed in *MAT 1016 of 2025, Sanjay Kumar Doloi* (supra) and made certain observations which come in favour of the present petitioners in some of the writ petitions in determining whether those petitioners are tainted candidates or not.
10. Having considered the respective submissions made on behalf of the parties, Court finds that the issues involved in all the writ petitions were dealt with by this Court while deciding batch of writ petitions first on being ***WPA 20845 of 2025 (Sampa Ghosh -vs- State of West Bengal & Ors.)***.
11. It is found that ratio of ***Sampa Ghosh*** (supra) covers the issues involved in the present writ

petitions.

12. Placing reliance on ***Sampa Ghosh*** (supra) writ petitions are dismissed.
13. However, there shall be no order as to costs.
14. Urgent photostat certified copy of this order, if applied for, be given to the learned advocates for the parties on the usual undertakings.

(Saugata Bhattacharyya, J.)