

17.06.2025
Court No. 18
Item No.1494(ML)
(Suvendu)

WPA 27502 of 2023

Saifulla Gazi & Anr.
-Versus-

The State of West Bengal & Ors.

Mr. Dibyendu Chatterjee
Mr. Rahul Deb Goenka
Ms. Satabdi Das
Mr. Mainak Singha Barma
.....for the petitioner

Mr. Ratul Biswas
Mr. Kaushik Chowdhury
....for the WBBPE

Ms. Bhaskar Prasad Vaisya
Mr. Mrinal Kanti Ghosh
....for the State

Mr. Ranjan Saha
....for the DPSC, Paschim Medinipur

Matter is heard in presence of learned
advocates representing the parties.

Petitioners by presenting this writ petition
have made an attempt to lay claim of
appointment in consideration of their
participation in 2020 recruitment process for
filling up the post of primary teachers conducted
by West Bengal Board of Primary Education (for
short, "Board").

During course of hearing, Mr. Biswas,
learned advocate representing the Board has
placed before this Court a judgment delivered by

the Hon'ble Supreme Court on 9th May, 2024, reported in **2024 SCC OnLine SC 1189 (Ali Hossain Mandal & Ors, Vs. West Bengal Board of Primary Education and Ors.)**. It is submitted that the judgment of the Hon'ble Supreme Court pertains to same selection process of 2020 wherein it has been unequivocally observed in paragraph 29 that final Merit List was notified on 15th February, 2021 which stood extinguished after expiry of one year on 15th February, 2022 as per Rule 12 of the Recruitment Rules, 2016. No extension by any competent authority was granted to 15th February, 2021 panel and therefore no relief was granted to the candidates who approached the Court in May, 2022, i.e., long after the panel stood extinguished. It was also observed in paragraph 29(iv) that no further appointment is permissible from the recruitment process initiated on 23rd December, 2020 when a fresh recruitment process has commenced.

In view of the observations made by the Hon'ble Supreme Court in the judgment dated 9th May, 2024, no relief can be granted to the petitioners.

Writ petition stands dismissed.

Urgent photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

(Saugata Bhattacharyya, J.)