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NANDY

(DISMISSED)

In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side

WPA/2084/2026

SHARMISHTHA SAHA & ORS.
VS.
THE STATE OF WEST BENGAL & ORS.

Mr. Ali Ahsan Alamgir, Advocate
Ms. Rabia Khatoon, Advocate
Ms. Soma Mal, Advocate
Ms. June Modak, Advocate

.....for the Petitioners

Ms. Munmun Ganguly, Advocate
Mr. Aritra Ghosh, Advocate

.....for the State

Ms. Saswati Chatterjee, Advocate

.....for the WBBSE

Mr. Kalyan Bandopadhyay, Sr. Advocate (online)
Mr. Biswaroop Bhattacharya, Advocate
Ms. Pramiti Bandopadhyay, Advocate
Mr. Arka Kumar Nag, Advocate
Mr. Rahul Kumar Singh, Advocate

.....for the WBCSCC

1. Affidavit of service, as filed by the petitioners, be kept with the record.
2. Petitioners undertake to deposit the deficit court fees, in course of this day.
3. The petitioners are aggrieved that their grievance made on several dates has not been considered, seems to be unfounded. The Expert Committee was appointed for the subject of the petitioners'. The Expert Committee has considered the objections received by it and has duly published the final answer key.
4. There is no provision in the Rules by notification no. 764-SE/S/10M-03/2025 dated 29.05.2025 for re-evaluation of the publication of the final answer keys. The decision of the Expert Committee is final and binding. The result was published sometime in November 2025.
5. There is no reason to cause a fresh re-evaluation at this belated stage, since the petitioners have already got

his opportunity and such objections have been considered by the Expert Committee.

6. The Rules in the notification are absolutely clear in as much as rules 11 (vi) & (iv) are clear as to the manner and method of preparation of panel upon consideration of selection of candidates of the State Level Selection Committee (SLST).
7. The decision of the Hon'ble Supreme Court of India reported in **2021 (2) SCC 309**, that re-evaluation should not be undertaken by a Court, unless specifically permitted by the Rules.
8. In the present case, the Rules do not specify a second challenge to the views of the Expert Committee. The preliminary answer key may be challenged by way of objection, which the petitioners have done, and there is no reason to believe that such objection was not considered by the Expert Committee in its meeting held on 14.10.2025.
9. It has also been made clear by a Hon'ble Division Bench of this Court in **MAT/30/2026** (*Swaoni Bhattacharjee Vs. The State of West Bengal & Ors.*), that the "*power to interfere is not when the order impugned is not right, but when it is clearly wrong*".
10. The petitioner cannot seek a right beyond the Rules guiding them. The petitioners were aware of the Rules when he participated in the examinations and is bound by the decision of the Expert Committee as stipulated in the Rules.
11. The said Rules are not under challenge and a decision taken in consonance with such Rules cannot be altered on the ground that a second round of objection ought to be entertained by the Expert Committee. Any interference at this stage causing a re-evaluation of the petitioners will disrupt the entire process undertaken pursuant to the SLST and will cause irreparable harm

and prejudice to lakhs of other candidates who have been successful and are awaiting appointment or consideration in the counseling rounds.

12. In view of the afore-stated, **WPA/2084/2026** is **dismissed**. There shall, however, be no order as to costs.

(Reetobroto Kumar Mitra, J.)

