

08.05.2026

Item no.34

Ct. no.14

SS

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

WPA 9234 of 2026

**Pallabi Saha @ Rong
versus
Union of India & Ors**

Mr. Bidyut Kumar Halder
Mr. Indranil Halder
Ms. Neha Singh

...for the Petitioner.

Mr. K. Dalal
Mr. Sailendra Kumar Mishra

...for the Union of India.

Mr. Rabindranath Bag, Sr. Adv.
Ms. Nazni Khatun
Ms. Piyas Chowdhury

... for the respondent no.2/KVS

1. By the present writ petition the petitioner seeks direction upon the respondent authorities to admit her son in the Kendriya Vidyalaya, Vijay Durg, Region 21 for Class II as Scheduled Caste candidate, immediately.
2. The petitioner contends that she submitted an application on 8th April, 2026 for admission of her son namely Shoumalya Saha, born on 13th October, 2018, in Class II of Kendriya Vidyalaya for the session 2026-2027. The authority concerned did not consider the application of the petitioner's son for admission on the ground that her son has not produced the Scheduled Caste Certificate. The husband of the petitioner though belongs to Scheduled Caste category but has not applied for the

certificate till today. In such event, the petitioner seeks for admission of her son in the said school in Class II under Schedule Caste category.

3. Mr. Bidyut Kumar Halder, learned Advocate for the petitioner submits that the child of the petitioner should be considered by the school authority as a Scheduled Caste candidate for admission in Class II for the session 2026-2027 as the mother of the child, the petitioner herein, is having Scheduled Caste certificate.
4. Mr. Rabindranath Bag, learned Senior Advocate appearing for respondent no.2, Kendriya Vidyalaya, submits that the petitioner has applied for admission of her son under the Scheduled Caste category and his candidature has been considered under the said category. His name figures in the provisional merit list of Schedule Caste under Serial No.43 as a Wait List candidate. He also indicates that as per the relevant norms 15% of the existing vacant seats are allotted for Scheduled Caste candidates, which comes to 1.35, that is, almost one seat. Therefore, the contention of the petitioner that the candidature of the petitioner's son has not been considered under Scheduled Caste category is baseless. He seeks for dismissal of the writ petition. He files copy of the details of offline register, the rules pertaining to the Scheduled Caste candidates as followed in the Kendriya Vidyalaya as well as the provisional result

of session 2026-27 for Class II under Scheduled Caste category, which is taken on record.

5. Indisputably, the application for admission of the petitioner's son was made under Scheduled Caste category. The Kendriya Vidyalaya, respondent no.2 has considered the application of the petitioner's son under Scheduled Caste category. The name of the petitioner's son is listed as Wait List No.43 under provisional list of the Scheduled Caste category. Therefore, the contention of the petitioner that her son's candidature has not been considered under Scheduled Caste category is not tenable. Thus, the writ petition falls short of merit.
6. Accordingly, the writ petition being **WPA 9234 of 2026** stands dismissed.
7. Interim order, if any, stands vacated.
8. All connected applications, if any, stand disposed of.
9. There shall be no order as to costs.
10. All concerned parties shall act in terms of the copy of the order duly downloaded from the official website of this Court.
11. Urgent Photostat certified copy of the order, if applied for, be given to the parties on compliance of all necessary legal formalities.

(Bivas Pattanayak, J.)