13-11-2026
Item No.4
Subrata
Bhattacharyya
AR(C)

IN THE HIGH COURT AT CALCUTTA

Constitutional Writ Jurisdiction
Appellate Side

WPA No.31869 of 2026
Sundarban Minority B.Ed Colleges & Ors.
-vs-
The State of West Bengal & Ors.

Mr. Bikash Ranjan Bhattacharjee, sr. adv.
Mr. Firdous Samim
Ms. Gopa Biswas
Mr. Hasanuz Zaman Molla
Ms. Salini Bhattacharjee
Mr. Md. Imzamamul Islam ...for the petitioners

Ms. Susmita Saha Dutta, AGP
Mr. Amrita Pandey
Ms. Madhurma Basu ...for the State

Mr. Billwadal Bhattacharyya, sr. Adv.
Mr. Parashar Baidya ...for the University

Ms. Asha G. Gutgutia ...for NCTE

1. The instant writ petition has been filed by two Institutes by depositing only one court fees. Learned advocate for the petitioners is directed to deposit deficit court fees by 17th November, 2026 failing which the order passed herein shall be restricted only in respect of the petitioner no. 1 and the writ petition shall be deemed to be dismissed in respect of the rest.
2. The instant writ petition has been filed by two B.Ed Teachers' Training colleges claiming to be aggrieved by the list published by Baba Saheb Ambedkar Education University disallowing renewal of their affiliation for the academic session 2026-28 and debarring them from taking

admission of students for the current academic session 2026-28.

3. They all claim that they were issued show cause notice pointing out their deficiencies. The further claim that they have responded to the show cause notice but no decision has yet been taken by the University.
4. The University has published the notice of admission of students. As the petitioners have been found to be ineligible for renewal of their affiliation, they are not in a position to take admission.
5. Submission of the petitioners is that their affiliation ought to be renewed and they ought to be permitted to take admission of students as no decision has been taken by the University in response to the show cause notice.
6. Prayer has been made to permit the Institutes to take admission in the current academic session upon renewal of affiliation.
7. Learned senior counsel representing the University has raised objection with regard to the maintainability of the writ petition at the instance of two B.Ed Institutes.
8. It has been submitted that the Institutes ought not to join together to file the instant writ petition. The cause of action of the Institutes is different. The writ petition ought to be restricted only to the first Institute and ought to be dismissed for the rest.
9. A similar issue was taken up for consideration by the Court today in WPA No.31691 of 2026 (Gimageria Welfare Primary Teachers' Training Institute v. State of West Bengal & Ors.). It appears that the petitioners in the present writ

petition claims to be similarly aggrieved as the petitioners in WPA No.31691 of 2026.

10. As the instant writ petition has been filed by two Institutes, it is not possible for the Court to check the deficiencies pointed out by the University in respect of each of the Institutes.

11. As the University detected similar deficiencies in all the enlisted Institutes and more particularly because the University has found that the Institutes do not have proper infrastructural facilities to impart education to the students, accordingly, the prayer of the petitioners for permitting them to take admission of students in the current academic session cannot be allowed.

12. Till the deficiencies are rectified and the University is satisfied with regard to the infrastructural facilities of the Institute for imparting education to students, the affiliation of the college ought not to be renewed.

13. As the petitioners contend that they have already responded to the show cause notice dealing with the deficiencies pointed out, accordingly, similar directions as passed in WPA 31691 of 2026 in the matter of Gimageria Welfare Primary Teachers' Training Institute v. State of West Bengal & Ors. (supra) are passed herein.

14. The competent authority of the University is directed to take a decision on the response given by the Institutes upon giving them reasonable opportunity of hearing to place documents in support of their stand.

15. Only if the University is satisfied that the Institute would be in a proper position to impart education to the students, the University may take a decision to renew the affiliation of the Institute.

16. A decision shall be taken by the competent authority of the University in accordance with law at the earliest but positively within a fortnight from the date of communication of this order.

17. If the University is satisfied with the infrastructural facility of the Institute for functioning as B.Ed college, then the University may take a decision to extend the time period for taking admission in the current academic session.

18. It is made clear that as the matter relates to education of students, accordingly, for the time being, the Court is not deciding the issue as to whether all the above Institutes could have joined together as petitioners for filing the present writ petition ventilating their individual grievances.

19. The writ petition is disposed of.

20. All parties are to act on the server copy of this order duly downloaded from the official website of this court.

21. Certified server copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]