

17.06.2014.  
S.D.

**W.P. No. 11522 (W) of 2014**

**Subhash Chandra Kumar  
Vs.  
The State of West Bengal & Ors.**

Mr. Subrata Mukhopadhyay  
Mr. Somnath Bakshi  
Mr. Shamit Sanyal                      ...For the Petitioner.

Mr. Sougata Bhattacharya              ....For the S.S.C.

This writ application is filed by the petitioner challenging the action on the part of the respondent School Service commission in matter of recommending his name as a selected candidate in connection with 12<sup>th</sup> Regional Level Selection Test (AT), 2011.

It is submitted by Mr. Sougata Bhattacharya, learned counsel appearing on behalf of the respondent School Service Commission that the name of the petitioner was incorporated in the Combined Merit List as a candidate belonging to OBC (A) untrained category on the basis of the declaration of the petitioner in the application form. During counseling, it appeared that the petitioner though belonging to OBC (B) category, he had filled up the application form as belonging to OBC (A) category. It is also submitted by Mr. Bhattacharya that the petitioner obtained total marks of 55.17 in the selection test. But the last candidate recommended under the category under reference obtained 61 marks. That apart, the petitioner was an untrained candidate. According to Mr. Bhattacharya, no untrained candidate in the category under reference was recommended for appointment.

Let true copy of the relevant records produced by Mr. Bhattacharya be kept on record. Let it be further recorded that the true copies of the above relevant records are also handed over to the learned counsel appearing for the petitioner.

In view of the facts and circumstances, there was no error in the decision making process for canceling the candidature of the petitioner.

This writ application stands dismissed.

There will, however, be no order as to costs.

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

**( Debasish Kar Gupta, J. )**