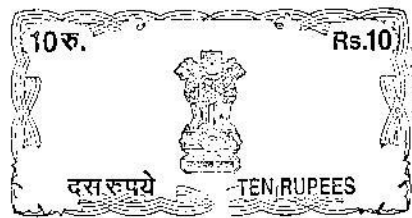


1232/(A)
12/03/20



2nd Appeal before West Bengal Information Commission
(Vide Circular No.1522-WBIC/Admn-05/13 dated 13.8.2014
Dated : 13.8.2014

Complaint u/s 18(1)

☐

2nd Appeal u/s.19(3)

☒

1. Name of the Applicant : Dr. Arindam Kolo
2. Address : C/o Late Kinkar Sekhar Kolo
Vill. + P.O.- Bhogpur,
District - Purnia Medinipur,
Pin-721151.
3. Date of filing of application for information
under RTI Act (A self attested copy of RTI
Application should be attached) : on 2.12.2019.

Annexure- 'A'

4. Name of State Public Information/State Assistant Public
Information Officer to whom the application was made and
address :-

5. Gist of the information sought for :- Total marks

obtained by 10(ten) nos.
of empanelled candidates for
unreserved category with
segregation of marks assigned
in different parameters as
per prescribed norms in pro-
visional merit panel alongwith
the xerox copies of relevant
testimonials.

contd...p/2

6. Have you received any response/information ? Yes

If so, attach a self attested copy of the same : Enclosed herewith.
with attested.

For Complaint U/s. 18(1) only

1. Grounds for complaint (strike off items not applicable)

- i) Unable to submit request for information because
no SPIO/SAPIO has been appointed. No.
- ii) SPIO/SAPIO refused to accept the application/1st appeal
or refused to forward it to the SPIO/1st Appellate Authority.

No.

- iii) Refused to access the information requested. Partly.
- iv) No response to the RTI application received within the
time limit specified in the RTI Act. No
- v) Fee demanded is unreasonable. No
- vi) Information furnished is incomplete/misleading/false. No
- vii) Any other (specify). No

For 2nd Appeal u/s. 19(3) only

I) Date of filing 1st appeal 6.1.2020

(A self attested copy of 1st appeal should be attached)

Attached with attested

2. Authority to whom the first appeal was made and address :-

The Director of Public Instruction,
Government of West Bengal, Department
of Higher Education, Salt Lake City,
Kolkata- 700 091.

3. Decision of the 1st Appellate Authority, if any,
including number and date of the order :- 128-Estt/CSC/RTL/

4R-01/2019 dated

28.01.2020

(A self attested photo copy of the order of the 1st Appellate
Authority should be attached) : Attached with attested.

4. Grounds for 2nd appeal and the relief sought for (specify).

The 1st Appellate authority has passed order by violating
Section 11 of RTI Act 2005 by not furnishing total marks
obtained by 10(ten) nos of empanelled candidates for Ur
category with segregation of marks assigned in different
parameters as per prescribed norms in provisional merit
panel alongwith the xerox copies of relevant testimonials.

5. If 2nd Appeal is filed after 90 days from the date on
which the decision of the 1st Appellate authority was
received or after 135 days from the date of filing of
the 1st appeal explain the reasons for the delay : No

I, Dr. Arindam Kole, son of late Kinkar Sekhar Kole,
aged about years, being an Indian Citizen do hereby
solemnly affirm that the statements made herein are true to

contd....p/4

my knowledge based on records and the rest are my submissions to the Hon'ble West Bengal Information Commission.

Place : Bhogpur, Purba Medinipur

Avinandan Koley

Date : 11/03/2020

Signature of the appellant

Index of self attested documents attached :-

1. Xerox copy of application U/s. 6 of R.T.I. Act, 2005 dated 2.12.2019.
2. Xerox copy of application U/s. 19(1) of R.T.I. Act, 2005.
3. Xerox copy of order of 1st Appellate authority dated 26.01.2020 being No. 128 Estt/CSC/RTI/4R-01/2019.

To

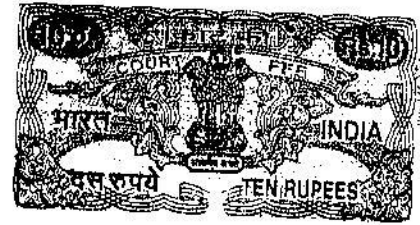
The Secretary-In-Charge

West Bengal College Service Commission

Purta Bhaban, DF-Block, Sector -1

3rd Floor, Salt Lake City

Koikata-700091



Date: 02.12.2019

Ref: Advt. No. 1/2018 for appointment to the post of Assistant Professor in
Electronic Science for govt. aided general degree college.

Sub: Prayer for supply of information-

- (1) Score pattern for assessment of marking on qualification, viva voce and others (M. Tech, Teaching Experience, Post-Doctoral Experience, Awards) out of total marks.
- (2) Total marks obtained by me for the educational qualification, Viva Voce and others (M. Tech, Teaching Experience, Post-Doctoral Experience, Awards) out of total marks.
- (3) Total marks obtained by 10 (ten) nos of empaneled candidates for UR category with segregation of marks assigned in different parameters as per prescribed norms in Provisional Merit Panel along with the xerox copies of the relevant testimonials according to section 6 of Right to Information Act 2005.

Dear Sir,

With due respect I beg to state that I was appearing before the selection committee in the 2nd day of January 2019 for viva voce for appointment to the post of Assistant Professor in Electronic Science. Unfortunately, I was not empaneled

Self attested
Arvindam Koley
11/02/2020

within ten candidates (UR category) in the provisional merit panel published in 27 May 2019 found from your web site. In this circumstance I would like to know the above-mentioned information regarding myself and ten other empaneled candidates in the UR category. I would therefore request you to supply the following information as early as possible.

(1) Score Pattern for assessment of marking on qualification viva voce and others (M. Tech, Teaching Experience, Post-Doctoral Experience, Awards) out of total marks

(2) Total marks obtained by me for the educational qualification, Viva Voce and others (M. Tech, Teaching Experience, Post-Doctoral Experience, Awards) out of total marks.

(3) Total marks obtained by 10 (ten) nos of empaneled candidates for UR category with segregation of marks assigned in different parameters as per prescribed norms in Provisional Merit Panel along with the xerox copies of the relevant testimonials according to section 6 of Right to Information Act 2005.

Your's faithfully

Arindam Kole 02/12/19

Dr. Arindam Kole
SFRB-NPDF
CEGESS, IIFST Shippur
Howrah-711103

Corresponding Address:
Dr. Arindam Kole
C O: Late Kinkar Sekhar Kole
Vill.-P.O.-Bhogpur
Dist: Purba Medinipur
PIN: 721151

Enclosure: (1) A copy of provisional merit panel obtained from the web site

(2) Registration certificate.

(3) Court fee of Rs. -10 -

*self attested
Arindam Kole
11/12/2020*

**First Appeal under Section 19(1) of the
Right To Information Act, 2005.**

To
The Director of Public Instruction,
Government of West Bengal
(Department of Higher Education),
Salt Lake City,
Kolkata - 700 091.

(Name and address of the Senior Officer
acting as First Appellate Authority)

1. Name of the Applicant :: Dr. Arindam Kole.
2. Address :: C/o. Late Kinkar Sekhar Kole,
Vill. & P.O. - Bhogpur,
District - Purba Medinipur,
Pin Code No. - 721 151.
3. Particulars of the Central/State Public Information Officer :-
 - (a) Name :: Secretary-in-Charge, West Bengal
College Service Commission.
 - (b) Address :: Purta Bhaban, DF Block, Sector-I,
3rd Floor, Salt Lake City,
Kolkata - 700 091.
4. Date of submission of :: 02.12.2019.
application for seeking
information.
5. Date on which 30/35/40 :: 30 days over on 03.01.2020.
days from the submiss-
ion of application are
over.

Self attested
Arindam Kole
11/01/2020
contd..p/2.

6. Reason for appeal : -

(a) No response received within the specified time limit. :: No response received within the specified time limit i.e. within 30 days from the date of application U/S 6 of R.T.I. Act, 2005.

7. Last date for filing the appeal. :: 13.01.2020 (40 days from the specified time limit).

8. Particulars of information :-

(a) Information requested. :: (i) Score Pattern for assessor of marking on qualification Viva Voce and Others (M.Tec Teaching Experiences, Post Doctoral Experience, Awards) out of total marks.

(ii) Total marks obtained by me for the educational qualification, Viva Voce and Other (M.Tech., Teaching experience, Post Doctoral Experience, Awards) out of total marks.

(iii) Total marks obtained by 10 (ten) nos. of empaneled candidates for UR Category with segregation of marks assigned in different

Self attested
Anandam Kale
11/03/2020

parameters as per prescribed norms in provisional merit panel along with the xerox copies of relevant testimonials.

9. A fee of Rs. 10 /- for appeal has been deposited in

Vide receipt No. dated .

Place :: Bhogpur
Date :: 06/01/2020

Arindam Kole

Signature of Appellant

Email address, if any

kole.arindam@gmail.com

Tel No. (Office)

8900621936

(Residence)

Encl:- ① xerox copy of application
dated. 02/12/2019 U/S 6
R.T I Act 2005

② Xerox copy of the registration
certificate

*Self attested
Arindam Kole
11/01/2020*



THE WEST BENGAL COLLEGE SERVICE COMMISSION

PURTA BHAVAN, DF BLOCK, 3RD FLOOR, SALT LAKE CITY, KOLKATA- 700091

No. 128 -Estt./CSC/RTI/4R-01/2019

Date:- 26/01/2020

From: The First Appellate Authority
The West Bengal College Service Commission.

To: Dr. Arindam Koley.
Vill-P.O.-Bhogpur.
Dist.-Purba Medinipur
Pin- 721151.

Ref: With reference to your letter dated 06/01/2020 & Memo No.-02-Gen/SS dated 14/01/2020 of Appellate Authority, Education Directorate, WB made under RTI Act, 2005.

Sir,

In reference to the aforesaid applications dated 06/01/2020 & Memo No.-02-Gen/SS dated 14/01/2020 of Appellate Authority, Education Directorate, WB following information are giving below:-

As regard query no:- (a)(i) **Score Pattern** is attached herewith.

As regard query no:- (ii) **Score Sheet** is attached herewith.

As regard query no:- (iii) This can't be furnished U/S 11 of RTI Act, 2005.

This is for your kind perusal.

Thanking you.

Encls. As Stated.

Yours faithfully,

First Appellate Authority
The West Bengal College Service Commission.

No. /1(1) -Estt./CSC/RTI/4R-01/2019

Date:-

Copy forwarded for information to:-

1. The Appellate Authority, Education Directorate, WB
Bikash Bhavan, Saltlake, Kolkata-700091.

Self attested
Arindam Koley
11/03/2020

First Appellate Authority
The West Bengal College Service Commission.

WEST BENGAL COLLEGE SERVICE COMMISSION

Score Pattern for Assistant Professor in General Degree Colleges (Advt. 1/2018)

		Score
I	M. P./ Equivalent	5
	H. S./Equivalent	5
	U. G. Honours	10
	General	5
	P. G.	15
	NET/SET	5
	M. Phil/ M.Phil	5
II	Ph. D Ph. D	10
	Research Publications*	5
	Experience (Teaching/ Post-Doctoral)**	5
	Domain Knowledge	10
III	Teaching Skill	10
	Interview Performance	20
Total		100

* Published in Peer-Reviewed or UGC-listed Journals - 1.0 marks for each publication.

** Post Doctoral Experience - 1.0 mark for one year each.

** Teaching Experience - For Full time teachers 1.0 marks per completed year of teaching and for Guest teachers 0.5 mark per completed year of service in recognized institutions of Higher Education.

self attested
Arvind Kumar Kale
11/03/2020

The West Bengal College Service Commission

100, SHAWAN GHOSH ROAD, SALT LAKE, KOLKATA - 700 091



RTI Score Sheet

Date of Interview : 02/01/2019

Reject Status : NO

Applicant's Personal Details	
Registration No :	10021455
College Type :	STATE AIDED GENERAL DEGREE COLLEGE
Post Applied For :	ASSISTANT PROFESSOR
Subject :	Electronics/Electronic Science
Name :	ARINDAM KOLE
Date of Birth :	13/07/1983
Gender :	M
Category :	GEN
Experience Category :	Others
Person with Disabilities	
Disability Status & Type :	NO

Applicant's Academic Details (Block - 1)		
Exam Passed	Percentage	Score
MP	71.63	3.58
HS	66.57	3.27
UG	63.63	6.36
PG	76.39	11.45
Category in UG Level :	HONS	
Total Score :	24.66	

Applicant's Academic Details (Block - 2)		
Exam Name	Exam Passed	Score
NET	YES	5
NET with JRF	NO	
SET	NO	
Ph.D	YES	10
M Phil	NO	
Total Score :		15
Total Academic Score :		39.66

Publication Score :	4	Experience Score :	1
Domain Knowledge Score	4.6	Teaching Skill Score	5
Interview Performance Score	9.6	Grand Total	63.86

Chairperson

Self attested
Arindam Kole
11/03/2020

D.NO-1224 (ATR)
27/03/2024

Link-D.NO-



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327
ACTION AREA - 1D, RAJARHAT, NEWTOWN, KOLKATA - 700156.



No. 1790 -Estt/CSC/RTI/4R-01/2024

Date: 22/03/2024

From : The S.P.I.O.
The West Bengal College Service Commission

✓ To : Shri Ajay Lakra,
Law Officer (LO) and Joint Register,
West Bengal Information Commission,
Khadya Bhaban, 11A, Mirza Galib Street,
Kolkata - 700087.

Ref No. : Memo. No. 867 – WBIC/RTI/A/100535/683/2024 dated 19/03/2024 issued by the Hon'ble
West Bengal Information Commission.

Sir/Madam,

With reference to above, I am sending herewith a Report in connection with Appeal No.
100535 of 2024.

S.P.I.O.

The West Bengal College Service Commission

Enclo.: As stated.



THE WEST BENGAL COLLEGE SERVICE COMMISSION

"ASANNA" Building, Plot No. DG - 10/1, Premises No. 13-0327,
Action Area – 1D, Rajarhat, Newtown, Kolkata – 700156.

Ref : In the matter of:

Dr. Arindam Kole

-Versus-

The West Bengal College Service Commission

Appeal No. 100535 of 2024

Written Statement of Action Taken Report in Connection with Appeal No. 100535 of 2024,
Memo. No. 867 – WBIC/RTI/A/100535/683/2024 dated 19/03/2024.

In reference to the above, I have been directed to inform you that the appellant namely Dr. Arindam Kole has made a RTI on 02/12/2019 to the Secretary-In-Charge, West Bengal College Service Commission and he has also First Appeal to the D.P.I, Govt. of W.B. on 06/01/2020. The First Appellate Authority, West Bengal College Service Commission has provided a reply vide No. 128-Estt./CSC/RTI/4R-01/2019 dated 28/01/2019 (Copy enclosed).

This is for your kind perusal

SPIO

The West Bengal College Service Commission



THE WEST BENGAL COLLEGE SERVICE COMMISSION
PURTA BHAVAN, DF BLOCK, 3RD FLOOR, SALT LAKE CITY, KOLKATA- 700091

No. 128 -Estt./CSC/RTI/4R-01/2019

Date:- 26/01/2020

From: The First Appellate Authority
The West Bengal College Service Commission.

To: Dr. Arindam Koley.
Vill-P.O.-Bhogpur.
Dist.-Purba Medinipur
Pin- 721151.

Ref: With reference to your letter dated 06/01/2020 & Memo No.-02-Gen/SS dated 14/01/2020 of Appellate Authority, Education Directorate, WB made under RTI Act, 2005.

Sir,

In reference to the aforesaid applications dated 06/01/2020 & Memo No.-02-Gen/SS dated 14/01/2020 of Appellate Authority, Education Directorate, WB following information are giving below:-

As regard query no:- (a)(i) Score Pattern is attached herewith.

As regard query no:- (ii). Score Sheet is attached herewith.

As regard query no:- (iii). This can't be furnished U/S 11 of RTI Act, 2005.

This is for your kind perusal.

Thanking you.

Encl. As Stated.

Yours faithfully,

First Appellate Authority
The West Bengal College Service Commission.

No. /1(1) -Estt./CSC/RTI/4R-01/2019

Date:-

Copy forwarded for information to:-

1. The Appellate Authority, Education Directorate, WB
Bikash Bhavan, Saltlake, Kolkata-700091.

Self attested
Arindam Koley
11/03/2020

First Appellate Authority
The West Bengal College Service Commission.

WEST BENGAL COLLEGE SERVICE COMMISSION			
Score Pattern for Assistant Professor in General Degree Colleges (Advt. 1/2018)			
			Score
I	Academic Records	M. P./ Equivalent	5
		H. S./Equivalent	5
		U. G. Honours	10
		General	5
		P. G.	15
		NET/SET	5
		M. Phil/ M. Phil	5
II	Assessment of Domain Knowledge, Research & Teaching Skill	Ph. D Ph. D	10
		Research Publications*	5
		Experience (Teaching/ Post-Doctoral)**	5
		Domain Knowledge	10
		Teaching Skill	10
III	Interview Performance		20
	Total		100
* Published In Peer-Reviewed or UGC-listed Journals - 1.0 marks for each publication.			
** Post Doctoral Experience - 1.0 mark for one year each.			
** Teaching Experience - For Full time teachers 1.0 marks per completed year of teaching and for Guest teachers 0.5 mark per completed year of service In recognized institutions of Higher Education.			

self attested
 Anind Kumar Koley
 11/03/2020

The West Bengal College Service Commission

NEW BANGALORE (B-1), SALT LAKE, KOLKATA - 700 091



RTI Score Sheet

Date of Interview : 02/01/2019

Reject Status : NO

Applicant's Personal Details	
Registration No :	10031455
College Type :	STATE AIDED GENERAL DEGREE COLLEGE
Post Applied For :	ASSISTANT PROFESSOR
Subject :	Electronics/Electronic Science
Name :	ARINDAM KOLE
Date of Birth :	13/07/1983
Gender :	M
Category :	GEN
Experience Category :	Others
Person with Disabilities	
Disability Status & Type :	NO

Applicant's Academic Details (Block - 1)		
Exam Passed	Percentage	Score
MP	71.63	3.58
HS	66.57	3.27
UG	83.63	6.36
PG	76.35	11.45
Category in UG Level :		HONS
Total Score :		24.66

Applicant's Academic Details (Block - 2)		
Exam Name	Exam Passed	Score
NET	YES	5
NET with JRF	NO	
SET	NO	
Pw.D	YES	10
Int. Phil	NO	
Total Score :		15
Total Academic Score :		39.66

Publication Score :	4	Experience Score :	1
Domain Knowledge Score	4.6	Teaching Skill Score	5
Interview Performance Score	9.6	Grand Total	63.86

Chairperson

Self attested
Arindam Kole
11/03/2020

D. No - 1196 (ATR)
22/03/2024
Email

State Chief Information Commissioner West Bengal

Regarding Memo. No. 867 – WBIC/RTI/A/100535/683/2024 dated 19/03/2024 issued by the Hon'ble West Bengal Information Commission.

From : wbcscgeneraloffice@gmail.com

Fri, Mar 22, 2024 04:12 PM

Subject : Regarding Memo. No. 867 – WBIC/RTI/A/100535/683/2024 dated 19/03/2024 issued by the Hon'ble West Bengal Information Commission.

1 attachment

To : State Chief Information Commissioner West Bengal <scic-wb@nic.in>

Sir,

Please see the attachment.

With regards

S.P.I.O.

West Bengal College Service Commission

Dr. Arindam Kole.pdf

3 MB

Hearing- 27.03.24
HOS. C



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA - 1D, RAJARHAT, NEWTOWN, KOLKATA - 700156.

No. 1790 -Estt/CSC/RTI/4R-01/2024

Date: 22/03/2024

From : The S.P.I.O
The West Bengal College Service Commission

✓ To : Shri Ajay Lakra,
Law Officer (LO) and Joint Register,
West Bengal Information Commission,
Khadya Bhaban, 11A, Mirza Galib Street,
Kolkata - 700087.

Ref No. : Memo. No. 867 – WBIC/RTI/A/100535/683/2024 dated 19/03/2024 issued by the Hon'ble
West Bengal Information Commission.

Sir/Madam,

With reference to above, I am sending herewith a Report in connection with Appeal No.
100535 of 2024.

S.P.I.O.

The West Bengal College Service Commission

Enclo.: As stated.



THE WEST BENGAL COLLEGE SERVICE COMMISSION

**"ASANNA" Building, Plot No. DG - 10/1, Premises No. 13-0327,
Action Area – 1D, Rajarhat, Newtown, Kolkata – 700156.**

Ref : In the matter of:

Dr. Arindam Kole

-Versus-

**The West Bengal College Service Commission
Appeal No. 100535 of 2024**

**Written Statement of Action Taken Report in Connection with Appeal No. 100535 of 2024,
Memo. No. 867 – WBIC/RTI/A/100535/683/2024 dated 19/03/2024.**

In reference to the above, I have been directed to inform you that the appellant namely Dr. Arindam Kole has made a RTI on 02/12/2019 to the Secretary-In-Charge, West Bengal College Service Commission and he has also First Appeal to the D.P.I, Govt. of W.B. on 06/01/2020. The First Appellate Authority, West Bengal College Service Commission has provided a reply vide No. 128-Estt./CSC/RTI/4R-01/2019 dated 28/01/2019 (Copy enclosed).

This is for your kind perusal

SPIO

The West Bengal College Service Commission



THE WEST BENGAL COLLEGE SERVICE COMMISSION
PURTA BHAVAN, DF BLOCK, 3RD FLOOR, SALT LAKE CITY, KOLKATA- 700091

No. 125 -Estt./CSC/RTI/4R-01/2019

Date:- 25/01/2020

From: The First Appellate Authority
The West Bengal College Service Commission

To: Dr Arindam Koley
Vill-P.O -Bhogpur.
Dist.-Purba Medinipur
Pin- 721151

Ref: With reference to your letter dated 06/01/2020 & Memo No.-02-Gen/SS dated 14/01/2020 of Appellate Authority, Education Directorate, WB made under RTI Act, 2005.

Sir,

In reference to the aforesaid applications dated 06/01/2020 & Memo No.-02-Gen/SS dated 14/01/2020 of Appellate Authority, Education Directorate, WB following information are giving below:-

As regard query no:- (a),(i) Score Pattern is attached herewith.

As regard query no:- (ii) Score Sheet is attached herewith.

As regard query no:- (iii) This can't be furnished U/S 11 of RTI Act, 2005.

This is for your kind perusal.

Thanking you.

Encl. As Stated.

Yours faithfully,

First Appellate Authority
The West Bengal College Service Commission.

No. /1(1) -Estt./CSC/RTI/4R-01/2019

Date:-

Copy forwarded for information to:-

1. The Appellate Authority, Education Directorate, WB
Bikash Bhavan, Saltlake, Kolkata-700091.

Self attested
Arindam Koley
11/03/2020

First Appellate Authority
The West Bengal College Service Commission.

WEST BENGAL COLLEGE SERVICE COMMISSION				
Score Pattern for Assistant Professor In General Degree Colleges (Advt. 1/2018)				
				Score
I	Academic Records	M. P./ Equivalent		5
		H. S./Equivalent		5
		U. G.	Honours	10
			General	5
		P. G.		15
		NET/SET		5
		M. Phil/ Ph. D	M. Phil	5
Ph. D	10			
II	Assessment of Domain Knowledge, Research & Teaching Skill	Research Publications*		5
		Experience (Teaching/ Post-Doctoral)**		5
		Domain Knowledge		10
		Teaching Skill		10
III	Interview Performance			20
	Total			100

* Published In Peer-Reviewed or UGC-listed Journals - 1.0 marks for each publication.

** Post Doctoral Experience - 1.0 mark for one year each.

** Teaching Experience - For Full time teachers 1.0 marks per completed year of teaching and for Guest teachers 0.5 mark per completed year of service In recognized Institutions of Higher Education.

self attested
 Arundhan Koley
 11/03/2020

The West Bengal College Service Commission

CHITRA BHAWAN (3RD FLOOR), SALT LAKE, KOLKATA - 700 091



RTI Score Sheet

Date of Interview : 02/01/2019

Reject Status : NO

Applicant's Personal Details

Registration No :	12331458
College Type :	STATE AIDED GENERAL DEGREE COLLEGE
Post Applied For :	ASSISTANT PROFESSOR
Subject :	Electronics/Electronic Science
Name :	ARINDAM KOLE
Date of Birth :	13/07/1983
Gender :	M
Category :	GEN
Experience Category :	Others
Person with Disabilities	
Disability Status & Type :	NO

Applicant's Academic Details (Block - 1)

Exam Passed	Percentage	Score
MP	71.63	3.58
HS	85.57	3.27
UG	83.63	6.36
PG	76.35	11.45
Category in UG Level :	HONS	
Total Score :	24.66	

Applicant's Academic Details (Block - 2)

Exam Name	Exam Passed	Score
NET	YES	5
NET with JRF	NO	
SET	NO	
P.H.D	YES	10
Id Phil	NO	
Total Score :	15	
Total Academic Score :	39.66	

Publication Score :	4	Experience Score :	1
Domain Knowledge Score	4.6	Teaching Skill Score	5
Interview Performance Score	9.8	Grand Total	83.86

Chairperson

Self attested
Arindam Koley
11/03/2020

WEST BENGAL INFORMATION COMMISSION

Khadya Bhaban

11A, Mirza Ghalib Street

Kolkata-700 087

Phone No. (033)2252-0509 / (033)2252-0501

Website: www.wbic.wb.gov.in

E-mail: scic-wb@nic.in

RTI Applicant . Dr. Arindam Kole

Public Authority · West Bengal College Service Commission

Date of RTI Application · 2.12.2019

Date of 1st Appeal : 6.1 2020

Date of 2nd Appeal : 12 3.2020

Date of hearing 27.3 2024

(Appeal No. 100 ~~535~~ of 2024 under the Right to Information Act, 2005)

Appellant : Dr. Arindam Kole

SPIO SPIO, West Bengal College Service Commission

Facts on Record & Findings :

The SPIO of the case is present in the virtual mode for hearing while the appellant is present in person.

2 The appellant filed an RTI application on 2.12 2019 seeking 3 points of information regarding recruitment to the post of Assistant Professors in Electronic Science conducted by the West Bengal College Service Commission in the year 2018 A reply was sent to the appellant on 20 1.2021 providing him relevant information against information point Nos 1 and 2. However, regarding information point No 3, the same was denied under Section 11 of the RTI Act, 2005 Being dissatisfied with the reply, the appellant filed 1st appeal before the

First Appellate Authority on 6 1.2020 and 2nd appeal before the Commission on 12 3 2020.

3. From the perusal of the RTI application, it appears that the information sought in information point No. 3 was segregated marks obtained by the successful candidates in different parameters as per prescribed norms adopted by the public authority and also copies of the relevant testimonials of the successful candidates. The latter part of the information cannot be furnished as it is barred under Section 8(1)(e) and 8(1)(j) of the RTI Act, 2005. However, information regarding overall marks obtained by the successful candidates in different parameters cannot be denied under the said two Sections of the RTI Act since in a public examination, results of the said examination need to be disclosed including total marks obtained by the successful candidates so that the unsuccessful candidates can compare the same to obviate any error causing injustice to any candidate. Section 4 (2) of the RTI Act mandates that as much information should be provided *suo motu* as possible to the public so that the public will have to take minimum recourse to the use of the Act for seeking information. This is a classic case of such information which should be in public domain and which will lead to not only maintaining transparency but also to lesser number of RTI applications being filled. As already held, results of the examination cannot be classified as personal information of any individual except as mentioned above e.g. personal documents submitted to an examining body cannot be disclosed to third person. The *ratio* given by the Hon'ble Supreme Court in *ICAI Vs Shaunak H Satya and Others* (2011) is that

“.. ..in an era of transparency, previous practices of unwarranted secrecy have no longer a place Accountability and prevention of corruption is possible only through transparency. Attaining transparency no doubt would involve additional work with reference to maintaining records and furnishing information

..... As the examining bodies have not been exempted, and as the examination process of examining bodies have not been exempted, the examining bodies will have to gear themselves to comply with the provisions of the RTI Act Additional workload is not a defence

”

4 In view of the above, the SPIO is directed to furnish the overall marks obtained by the successful candidates in the above-mentioned examination to the appellant within next 8 (eight) weeks and inform the Commission accordingly

Decision:

In view of the facts and findings as mentioned hereinabove, the matter will be taken up further once a compliance report is received from the SPIO or expiry of 8 (eight) weeks, whichever is earlier.

2. Let the authenticated copies of the order be forwarded to all concerned.

Date : 27 3.2024

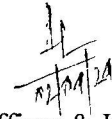

(Naveen Prakash)
State Information Commissioner
West Bengal

No. 1012 - WBIC/RTI/A/100535/683/2024

DATE : 01.04.2024

Copy forwarded for information and necessary action to:-

1. The SPIO, WEST BENGAL COLLEGE SERVICE COMMISSION. ASANNA BUILDING, PLOT No. - DG-10/1, PREMISES No 13-0327, ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA – 700156
2. The First Appellate Authority, WEST BENGAL COLLEGE SERVICE COMMISSION. ASANNA BUILDING, PLOT No - DG-10/1, PREMISES No. 13-0327, ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA – 700156
- 3 Dr. ARINDAM KOLE, C/o- Lt Kinkar Sekhar Kole, Vill+P.O.- Bhogpur, Dist.- Purba Medinipur, Pin -721151 West Bengal, PURBA MEDINIPUR, 721151



Law Officer & Joint Registrar
West Bengal Information Commission



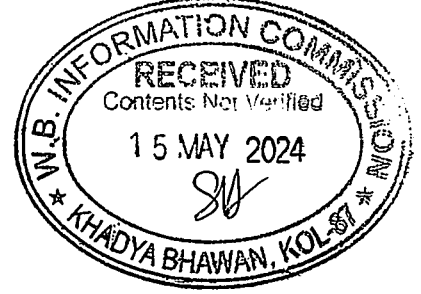
The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA - 700 156

Memo No: 2022-Estt/CSC/RTI/4R-01/2024 Date: 10-05-2024

✓ To,

The Law Officer & Joint Registrar
The West Bengal Information Commission,
Khadya Bhawan,
11A, Mirza Galib Street, Kolkata-700087



SUB: COMPLIANCE REPORT/WRITTEN SUBMISSION ON BEHALF OF THE
S.P.I.O. OF THE WEST BENGAL COLLEGE SERVICE COMMISSION IN
CONNECTION WITH MEMO NO. 1012-WBIC/RTI/A/100535/683/2024
DATED 01.04.2024

Sir/Madam,

I, Snehasis Majumdar, son of Sunil Kumar Majumdar, aged about 58 years, by faith-Hindu, by occupation-service, posted as an Assistant Secretary of the West Bengal College Service Commission residing at 22/1/1 Beniatola Street, Kolkata-700005, do hereby solemnly affirm and say as follows:

1. I am the State Public Information Officer (SPIO) of the West Bengal College Service Commission (herein after referred to as WBCSC) and I am competent to submit the compliance report / written submission on behalf of WBCSC pursuant to the notice/communication/order made by you vide memo No. 1012-WBIC/RTI/A/100535/683/2024 dated 01.04.2024.

Compliance Report - DA
Snehasis Majumdar
16/5/24

2. That, I Submit that an appeal (Appeal No. 100382 of 2024) preferred by Dr. Arindam Kole, applicant herein under section 19 of the Right to Information act, 2005.
3. That, the said appeal was taken up for consideration by the Learned West Bengal Information Commission and the order/direction passed for furnishing the appellant the overall marks of the all successful/empanelled candidates and publish the same in public domain also in respect of selection process for the post of Assistant Professor in the subject Electronic Science which was conducted by the WBCSC by virtue of advertisement bearing Adv. No. 1/2018.
4. I, further submit that in regard to the issue for furnishing the overall marks of the all successful/empanelled candidates pertaining to selection for the post of Assistant professors which was conducted by the WBCSC was questioned / challenged before the Hon'ble High Court at Calcutta by way of writ petition under Article 226 of the Constitution of India by the unsuccessful candidates and the same was tested by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta in a proceeding of mandamus appeal being M.A.T. NO. 1968 of 2023 (The West Bengal College Service Commission & Ors vs. Dr. Monalisa Ghosh & Ors) and an interim order of stay has been passed on 05.10.2023 against the impugned order which was passed by the Hon'ble Single Bench of the Hon'ble High Court at Calcutta till disposal of the said writ petition and the writ petition is still pending for complete adjudication.

5. I, further state that the issue regarding furnishing the overall marks of all the successful/empanelled candidates which is completely third-party information is also subject matter of Review Petition/Application which is pending before the Hon'ble Division Bench of the Hon'ble High Court at Calcutta being R.V.W. No. 157 of 2021 (The West Bengal College Service Commission & Ors vs. Jaya Biswas & Ors) together with other four matters.
6. I, state that another order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta in connection with a mandamus appeal being M.A.T. No. 2023 of 2023 (The West Bengal College Service Commission & Ors vs. Jaya Biswas & Ors) thereby the Hon'ble Division Bench has passed an order of Stay against the furnishing the overall marks of all the successful/empanelled candidates which is completely third party information pertaining to the selection of the assistant professors conducted by the West Bengal College Service Commission by virtue of the advertisement being Adv. No 1/2018 till the disposal of the review application being R.V.W No 157 of 2021 which is pending before the Division Bench of The Hon'ble High Court at Calcutta.
7. I, state that the power of adjudication as conferred upon the State Information Commission under Section 18(3) of Right to Information Act, 2005 inter alia states "The Central Information Commission or State Information Commission, as the case may be, shall, while inquiring into any matter under this section, have the same powers as are vested in a civil court while trying a suit under the Code of Civil

Procedure, 1908, in respect of the following matters, namely :-

- (a) summoning and enforcing the attendance of persons and compel them to give oral or written evidence on oath and to produce the documents or things;
- (b) requiring the discovery and inspection of documents;
- (c) receiving evidence on affidavit;
- (d) requisitioning any public record or copies thereof from any court or office;
- (e) issuing summons for examination of witnesses or documents; and
- (f) any other matter which may be prescribed."

8. I, also state that the power of adjudication as conferred upon the State Information Commission under Section 18(3) of Right to Information Act, 2005 clearly derived from Code of Civil Procedure, 1908. Now Section 10 of the Code of Civil Procedure, 1908 inter alia states "No Court shall proceed with the trial of any suit in which the matter in issue is also directly and substantially is issue in a previously instituted suit between the same parties, or between parties under whom they or any of them claim litigating under the same title where such suit is pending in the same or any other Court in India having jurisdiction to grant the relief claimed, or in any Court beyond the limits of India established or continued by the Central Government and having jurisdiction, or before the Hon'ble Supreme Court of India / Apex Court of India."

9. I state that, it is the Cardinal Principal of Law that when a matter is pending before the Highest Court of Law of the State

having Constitutional Jurisdiction to try / adjudicate over the issue and in seisin of the matter which order is under challenge for validity and constitutionality of the impugned order and in questioning the same, generally the same Court should not entertain the proceeding until the order passed by the Highest Court and / or Appellate Court passed otherwise and / or to wait for opinion and / or the verdict from the Highest / Appellate Court of Law, otherwise the Judicial system / fraternity to be frustrated. In the instant matter disclosure of third party information without hearing the third party / the effected parties is still pending before the Hon'ble High Court and there are interim order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta imposing stay order for furnishing the overall marks of all empanelled candidates pertaining to the selection of assistant professors which was conducted by the WBCSC by virtue of advertisement of being Adv. No.1/2018 and Adv. No.1/2020. In terms of the said stay order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta, the West Bengal College Service Commission is unable to furnish such information before any other person/individual, apart from that it is well settled principles of law, laid down by the Hon'ble Apex Court as well as several High Courts that the Court should direct and / or implead the necessary party, otherwise the principles of natural justice will be frustrated. As per the Code of Civil Procedure, 1908, the necessary party is one whose presence is indispensable to the constitution of any proceedings, against whom the relief is sought for but in absence of necessary party no effective order can be passed

by any Court of Law, whose presence is necessary for a complete and final decision on the question involved in the said proceedings and in absence of necessary parties, no decree / order can be passed. In the instant proceeding, neither the applicant/ appellant has made the third persons as necessary party whose information was sought for nor the Information Commission had given liberty / direction to made / implead the said third person as party respondent in the said proceedings. The order passed/directions made by the Learned West Bengal Information Commission for disclosing the information of the third party which is under challenge before the Hon'ble High Court mainly, will be violation of the natural justice and / or violation of Hon'ble Supreme Court's decision as laid down by the Hon'ble Supreme Court in the case of UPSC Vs. Angesh Kumar & Ors. reported in (2018) 4 SCC, 530, wherein it has been mentioned that third party information cannot be provided to any individual unless there involve any public interest.

10. I state that the Judgment of Hon'ble High Court and /or Hon'ble Supreme Court is binding on every Courts' of Law and if any Courts' of Law is violated the same, then the order if passed is absolutely a nullity. Article 141 of the Constitution of India, the law declared by the Supreme Court of India shall be binding on all Courts' of Law within the territory of India. The ratio of decision which has been declared by the Supreme Court of India is to be gathered from the statement of the principles of law, which to be applicable to every person and / or every Courts' of Law. When the law is well settled by the judicial pronouncement of Hon'ble High

Court and/or Hon'ble Supreme Court, the practice of ignoring the same by the Subordinate Court / Tribunal / Statutory Commission including High Court is amounting to judicial impropriety and judicial adventurism which is strongly deprecated.

11. I further state that the substantial issues in regard to non-disclosure of third-party information more specifically the non-disclosure of information of all empanelled candidates in different category in different subjects pertaining to the recruitment of Assistant Professor in the West Bengal Government-aided Colleges being Advertisement No. 1/2018 and 1/2020 of the West Bengal College Service Commission is pending 'before the Hon'ble Division Bench, Single Benches of the Hon'ble High Court at Calcutta and stay order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta and which still is in force and West Bengal College Service Commission is the party in those proceedings of the said mandamus appeal, thereby WBCSC is bound to comply the order of Hon'ble Division Bench.

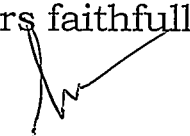
12. I further submit that there are two orders passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta and have stayed the proceedings for furnishing the overall marks of the all empanelled candidates which is a third party information pertaining to the recruitment for the post of Assistant Professor conducted by the West Bengal College Service Commission by virtue of Advertisement No. 1/2018 and 1/2020 till the disposal and/or complete final adjudication of the writ petition and also the Review

Application which is pending before the Hon'ble High court at Calcutta.

In these circumstances stated/mentioned above I being the SPIO of WBCSC humbly submit that kindly consider above facts mentioned herein above and take necessary steps to modify/clarify the directions made in connection with the above mentioned matter and pass an appropriate order bearing in mind that there are interim orders imposing the stay upon the furnishing the overall marks of all the successful candidates pertaining to recruitment for the post of Assistant Professor conducted by the West Bengal College Service Commission by virtue of the Advertisement no. 1/2018 and 1/2020.

Thanking you,

Yours faithfully



S.P.I.O

The West Bengal College Service Commission

S. NO - 20 (ATR)
29.05.2024

Link: S. NO -

Email

State Chief Information Commissioner West Bengal

Sending a Written Submission in connection with Appeal No. 100535 of 2024.

From : wbcscgeneraloffice@gmail.com

Wed, May 29, 2024 12:40 PM

Subject : Sending a Written Submission in connection with Appeal
No. 100535 of 2024.

1 attachment

To : State Chief Information Commissioner West Bengal
<scic-wb@nic.in>

Sir,

Please see the attachment.

With regards

S.P.I.O.

West Bengal College Service Commission

 **Dr.Arindam Kole.pdf**
9 MB

Heard on 27.03.24
S.C



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA – 1D, RAJARHAT, NEWTOWN, KOLKATA – 700156.

No. 2/02-Estt/CSC/RTI/4R-01/2024

Date: 29/05/2024

From : The S.P.I.O
The West Bengal College Service Commission

To : Raja Sengupta, Section Officer,
West Bengal Information Commission,
Khadya Bhaban, 11A, Mirza Galib Street,
Kolkata - 700087.

Ref No. : Memo. No. 1611 – WBIC/RTI/A/100535/683/2024 dated 22/05/2024 issued by the Hon'ble
West Bengal Information Commission.

Sir/Madam,

With reference to above, I am sending herewith a Written submission in connection with
Appeal No. 100535 of 2024.

S.P.I.O.

Enclo.: As stated.

The West Bengal College Service Commission



THE WEST BENGAL COLLEGE SERVICE COMMISSION

"ASANNA" Building, Plot No. DG - 10/1, Premises No. 13-0327,
Action Area - 1D, Rajarhat, Newtown, Kolkata - 700156.

Ref : In the matter of:

Dr. Arindam Kole

-Versus-

The West Bengal College Service Commission

Appeal No. 100535 of 2024

**Written Submission in connection with Appeal No. 100535 of 2024, Memo. No. 1611 –
WBIC/RTI/A/100535/683/2024 dated 22/05/2024.**

In reference to the above, I have been directed to inform you that the appellant namely Dr. Arindam Kole has made a RTI on 02/12/2019 to the Secretary-In-Charge, West Bengal College Service Commission and he has also First Appeal to the D.P.I, Govt. of W.B. on 06/01/2020. The First Appellate Authority, West Bengal College Service Commission has provided a reply vide No. 128-Estt./CSC/RTI/4R-01/2019 dated 28/01/2019 (Copy enclosed). Also the S.P.I.O., West Bengal College Service Commission has provided a Compliance Report / Written Submission to the Hon,ble West Bengal Information Commission vide Memo No.2022-Estt./CSC/RTI/4R-01/2024 dated 10/05/2024 (Copy enclosed).

This is for your kind perusal.

SPIO

The West Bengal College Service Commission



THE WEST BENGAL COLLEGE SERVICE COMMISSION
PURTA BHAVAN, DF BLOCK, 3RD FLOOR, SALT LAKE CITY, KOLKATA- 700091

No. 125 -Estt./CSC/RTI/4R-01/2019

Date:- 28/01/2020

From: The First Appellate Authority
The West Bengal College Service Commission.

To: Dr. Arindam Koley.
VIII-P.O.-Bhogpur.
Dist.-Purba Medinipur
Pin- 721151.

Ref: With reference to your letter dated 06/01/2020 & Memo No.-02-Gen/SS dated 14/01/2020 of Appellate Authority, Education Directorate, WB made under RTI Act, 2005.

Sir,

In reference to the aforesaid applications dated 06/01/2020 & Memo No.-02-Gen/SS dated 14/01/2020 of Appellate Authority, Education Directorate, WB following information are giving below:-

As regard query no:- (a)(i) Score Pattern is attached herewith.

As regard query no:- (ii) Score Sheet is attached herewith.

As regard query no:- (iii) This can't be furnished U/S of RTI Act, 2005.

This is for your kind perusal.

Thanking you.

Encl. As Stated.

Yours faithfully,

First Appellate Authority
The West Bengal College Service Commission.

No. /1(1) -Estt./CSC/RTI/4R-01/2019

Date:-

Copy forwarded for information to:-

1. The Appellate Authority, Education Directorate, WB
Bikash Bhavan, Saltlake, Kolkata-700091.

Self attested
Arindam Koley
11/03/2020

First Appellate Authority
The West Bengal College Service Commission.

WEST BENGAL COLLEGE SERVICE COMMISSION				
Score Pattern for Assistant Professor in General Degree Colleges (Advt. 1/2018)				
				Score
I	Academic Records	M. P./ Equivalent		5
		H. S./Equivalent		5
		U. G.	Honours	10
			General	5
		P. G.		15
		NET/SET		5
		M. Phil/ Ph. D	M. Phil	5
			Ph. D	10
II	Assessment of Domain Knowledge, Research & Teaching Skill	Research Publications*		5
		Experience (Teaching/ Post-Doctoral)**		5
		Domain Knowledge		10
		Teaching Skill		10
III	Interview Performance			20
	Total			100

* Published In Peer-Reviewed or UGC-listed Journals- 1.0 marks for each publication.

** Post Doctoral Experience - 1.0 mark for one year each.

** Teaching Experience - For Full time teachers 1.0 marks per completed year of teaching and for Guest teachers 0.5 mark per completed year of service in recognized Institutions of Higher Education.

The West Bengal College Service Commission

WEST BENGAL (3RD FLOOR), SALT LAKE, KOLKATA - 700 001



RTI Score Sheet

Date of Interview: 10/20/2012

Reject Status: NO

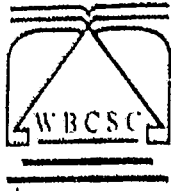
Applicant's Personal Details	
Registration No:	10331-55
College Type:	STATE AIDED GENERAL DEGREE COLLEGE
Post Applied For:	ASSISTANT PROFESSOR
Subject:	Electronics/Electronic Science
Name:	ARINDAM KOLE
Date of Birth:	13/07/1983
Gender:	M
Category:	GEN
Experience Category:	Others
Person with Disabilities	
Disability Status & Type:	NO

Applicant's Academic Details (Block - 1)		
Exam Passed	Percentage	Score
MP	71.63	3.58
HS	35.57	3.27
UG	63.63	6.38
PG	76.35	11.45
Category in UG Level:		HONS
Total Score:		24.68

Applicant's Academic Details (Block - 2)		
Exam Name	Exam Passed	Score
NET	YES	5
NET with JRF	NO	
SET	NO	
P.D.	YES	10
M.Phil	NO	
Total Score:		15
Total Academic Score:		39.68

Publication Score:	4	Experience Score:	1
Domain Knowledge Score	4.6	Teaching Skill Score:	5
Interview Performance Score	9.8	Grand Total	83.86

Chairperson



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA - 700 156

Memo No: 2022-Estt./CSC/RTI/4R-01/2024 **Date:** 10-05-2024

To,

The Law Officer & Joint Registrar

The West Bengal Information Commission,

Khadya Bhawan,

11A, Mirza Galib Street, Kolkata-700087

SUB: COMPLIANCE REPORT/WRITTEN SUBMISSION ON BEHALF OF THE
S.P.I.O. OF THE WEST BENGAL COLLEGE SERVICE COMMISSION IN
CONNECTION WITH MEMO NO. 1012-WBIC/RTI/A/100535/683/2024
DATED 01.04.2024

Sir/Madam,

I, Snehasis Majumdar, son of Sunil Kumar Majumdar, aged about 58 years, by faith-Hindu, by occupation-service, posted as an Assistant Secretary of the West Bengal College Service Commission residing at 22/1/1 Beniatola Street, Kolkata-700005, do hereby solemnly affirm and say as follows:

1. I am the State Public Information Officer (SPIO) of the West Bengal College Service Commission (herein after referred to as WBCSC) and I am competent to submit the compliance report / written submission on behalf of WBCSC pursuant to the notice/communication/order made by you vide memo No. 1012-WBIC/RTI/A/100535/683/2024 dated 01.04.2024.

2. That, I Submit that an appeal (Appeal No. 100382 of 2024) preferred by Dr. Arindam Kole, applicant herein under section 19 of the Right to Information act, 2005.
3. That, the said appeal was taken up for consideration by the Learned West Bengal Information Commission and the order/direction passed for furnishing the appellant the overall marks of the all successful/empanelled candidates and publish the same in public domain also in respect of selection process for the post of Assistant Professor in the subject Electronic Science which was conducted by the WBCSC by virtue of advertisement bearing Adv. No. 1/2018.
4. I, further submit that in regard to the issue for furnishing the overall marks of the all successful/empanelled candidates pertaining to selection for the post of Assistant professors which was conducted by the WBCSC was questioned / challenged before the Hon'ble High Court at Calcutta by way of writ petition under Article 226 of the Constitution of India by the unsuccessful candidates and the same was tested by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta in a proceeding of mandamus appeal being M.A.T. NO. 1968 of 2023 (The West Bengal College Service Commission & Ors vs. Dr. Monalisa Ghosh & Ors) and an interim order of stay has been passed on 05.10.2023 against the impugned order which was passed by the Hon'ble Single Bench of the Hon'ble High Court at Calcutta till disposal of the said writ petition and the writ petition is still pending for complete adjudication.

5. I, further state that the issue regarding furnishing the overall marks of all the successful/empanelled candidates which is completely third-party information is also subject matter of Review Petition/Application which is pending before the Hon'ble Division Bench of the Hon'ble High Court at Calcutta being R.V.W. No. 157 of 2021 (The West Bengal College Service Commission & Ors vs. Jaya Biswas & Ors) together with other four matters.
6. I, state that another order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta in connection with a mandamus appeal being M.A.T. No. 2023 of 2023 (The West Bengal College Service Commission & Ors vs. Jaya Biswas & Ors) thereby the Hon'ble Division Bench has passed an order of Stay against the furnishing the overall marks of all the successful/empanelled candidates which is completely third party information pertaining to the selection of the assistant professors conducted by the West Bengal College Service Commission by virtue of the advertisement being Adv. No 1/2018 till the disposal of the review application being R.V.W No 157 of 2021 which is pending before the Division Bench of The Hon'ble High Court at Calcutta.
7. I, state that the power of adjudication as conferred upon the State Information Commission under Section 18(3) of Right to Information Act, 2005 inter alia states "The Central Information Commission or State Information Commission, as the case may be, shall, while inquiring into any matter under this section, have the same powers as are vested in a civil court while trying a suit under the Code of Civil

Procedure, 1908, in respect of the following matters, namely

:-

- (a) summoning and enforcing the attendance of persons and compel them to give oral or written evidence on oath and to produce the documents or things;
- (b) requiring the discovery and inspection of documents;
- (c) receiving evidence on affidavit;
- (d) requisitioning any public record or copies thereof from any court or office;
- (e) issuing summons for examination of witnesses or documents; and
- (f) any other matter which may be prescribed."

8. I, also state that the power of adjudication as conferred upon the State Information Commission under Section 18(3) of Right to Information Act, 2005 clearly derived from Code of Civil Procedure, 1908. Now Section 10 of the Code of Civil Procedure, 1908 inter alia states "No Court shall proceed with the trial of any suit in which the matter in issue is also directly and substantially is issue in a previously instituted suit between the same parties, or between parties under whom they or any of them claim litigating under the same title where such suit is pending in the same or any other Court in India having jurisdiction to grant the relief claimed, or in any Court beyond the limits of India established or continued by the Central Government and having jurisdiction, or before the Hon'ble Supreme Court of India / Apex Court of India."

9. I state that, it is the Cardinal Principal of Law that when a matter is pending before the Highest Court of Law of the State

having Constitutional Jurisdiction to try / adjudicate over the issue and in seisin of the matter which order is under challenge for validity and constitutionality of the impugned order and in questioning the same, generally the same Court should not entertain the proceeding until the order passed by the Highest Court and / or Appellate Court passed otherwise and / or to wait for opinion and / or the verdict from the Highest / Appellate Court of Law, otherwise the Judicial system / fraternity to be frustrated. In the instant matter disclosure of third party information without hearing the third party / the effected parties is still pending before the Hon'ble High Court and there are interim order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta imposing stay order for furnishing the overall marks of all empanelled candidates pertaining to the selection of assistant professors which was conducted by the WBCSC by virtue of advertisement of being Adv. No.1/2018 and Adv. No.1/2020. In terms of the said stay order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta, the West Bengal College Service Commission is unable to furnish such information before any other person/individual, apart from that it is well settled principles of law, laid down by the Hon'ble Apex Court as well as several High Courts that the Court should direct and / or implead the necessary party, otherwise the principles of natural justice will be frustrated. As per the Code of Civil Procedure, 1908, the necessary party is one whose presence is indispensable to the constitution of any proceedings, against whom the relief is sought for but in absence of necessary party no effective order can be passed

by any Court of Law, whose presence is necessary for a complete and final decision on the question involved in the said proceedings and in absence of necessary parties, no decree / order can be passed. In the instant proceeding, neither the applicant/ appellant has made the third persons as necessary party whose information was sought for nor the Information Commission had given liberty / direction to made / implead the said third person as party respondent in the said proceedings. The order passed/directions made by the Learned West Bengal Information Commission for disclosing the information of the third party which is under challenge before the Hon'ble High Court mainly, will be violation of the natural justice and / or violation of Hon'ble Supreme Court's decision as laid down by the Hon'ble Supreme Court in the case of UPSC Vs. Angesh Kumar & Ors. reported in (2018) 4 SCC 530, wherein it has been mentioned that third party information cannot be provided to any individual unless there involve any public interest.

10. I state that the Judgment of Hon'ble High Court and /or Hon'ble Supreme Court is binding on every Courts' of Law and if any Courts' of Law is violated the same, then the order if passed is absolutely a nullity. Article 141 of the Constitution of India, the law declared by the Supreme Court of India shall be binding on all Courts' of Law within the territory of India. The ratio of decision which has been declared by the Supreme Court of India is to be gathered from the statement of the principles of law, which to be applicable to every person and / or every Courts' of Law. When the law is well settled by the judicial pronouncement of Hon'ble High

Court and/or Hon'ble Supreme Court, the practice of ignoring the same by the Subordinate Court / Tribunal / Statutory Commission including High Court is amounting to judicial impropriety and judicial adventurism which is strongly deprecated.

11. I further state that the substantial issues in regard to non-disclosure of third-party information more specifically the non-disclosure of information of all empanelled candidates in different category in different subjects pertaining to the recruitment of Assistant Professor in the West Bengal Government-aided Colleges being Advertisement No. 1/2018 and 1/2020 of the West Bengal College Service Commission is pending before the Hon'ble Division Bench, Single Benches of the Hon'ble High Court at Calcutta and stay order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta and which still is in force and West Bengal College Service Commission is the party in those proceedings of the said mandamus appeal, thereby WBCSC is bound to comply the order of Hon'ble Division Bench.

12. I further submit that there are two orders passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta and have stayed the proceedings for furnishing the overall marks of the all empanelled candidates which is a third party information pertaining to the recruitment for the post of Assistant Professor conducted by the West Bengal College Service Commission by virtue of Advertisement No. 1/2018 and 1/2020 till the disposal and/or complete final adjudication of the writ petition and also the Review

Application which is pending before the Hon'ble High court at Calcutta.

In these circumstances stated/mentioned above I being the SPIO of WBCSC humbly submit that kindly consider above facts mentioned herein above and take necessary steps to modify/clarify the directions made in connection with the above mentioned matter and pass an appropriate order bearing in mind that there are interim orders imposing the stay upon the furnishing the overall marks of all the successful candidates pertaining to recruitment for the post of Assistant Professor conducted by the West Bengal College Service Commission by virtue of the Advertisement no. 1/2018 and 1/2020.

Thanking you,

Yours faithfully

S.P.I.O

The West Bengal College Service Commission

D.O. NO- 2067 (ATR)
30/05/2024

Link. D.O. NO-



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA - 1D, RAJARHAT, NEWTOWN, KOLKATA - 700156.

No. 2102-Estt/CSC/RTI/4R-01/2024

Date: 29/05/2024

From : The S.P.I.O
The West Bengal College Service Commission

To : Raja Sengupta, Section Officer,
West Bengal Information Commission,
Khadya Bhaban, 11A, Mirza Galib Street,
Kolkata - 700087.



Ref No. : Memo. No. 1611 - WBIC/RTI/A/100535/683/2024 dated 22/05/2024 issued by the Hon'ble
West Bengal Information Commission.

Sir/Madam,

With reference to above, I am sending herewith a Written submission in connection with
Appeal No. 100535 of 2024.

S.P.I.O.

Enclo.: As stated.

The West Bengal College Service Commission



THE WEST BENGAL COLLEGE SERVICE COMMISSION

"ASANNA" Building, Plot No. DG - 10/1, Premises No. 13-0327,
Action Area - 1D, Rajarhat, Newtown, Kolkata - 700156.

Ref : In the matter of:

Dr. Arindam Kole

-Versus-

The West Bengal College Service Commission
Appeal No. 100535 of 2024

Written Submission in connection with Appeal No. 100535 of 2024, Memo. No. 1611 -
WBIC/RTI/A/100535/683/2024 dated 22/05/2024.

In reference to the above, I have been directed to inform you that the appellant namely Dr. Arindam Kole has made a RTI on 02/12/2019 to the Secretary-In-Charge, West Bengal College Service Commission and he has also First Appeal to the D.P.I, Govt. of W.B. on 06/01/2020. The First Appellate Authority, West Bengal College Service Commission has provided a reply vide No. 128-Estt./CSC/RTI/4R-01/2019 dated 28/01/2019 (Copy enclosed). Also the S.P.I.O., West Bengal College Service Commission has provided a Compliance Report / Written Submission to the Hon,ble West Bengal Information Commission vide Memo No.2022-Estt./CSC/RTI/4R-01/2024 dated 10/05/2024 (Copy enclosed).

This is for your kind perusal.



SPIO

The West Bengal College Service Commission



THE WEST BENGAL COLLEGE SERVICE COMMISSION
PURTA BHAVAN, DF BLOCK, 3RD FLOOR, SALT LAKE CITY, KOLKATA- 700091

No. 128 -Estt./CSC/RTI/4R-01/2019

Date: 28/01/2020

From: The First Appellate Authority
The West Bengal College Service Commission.

To: Dr. Arindam Kole.
Vill-P.O.-Bhogpur.
Dist.-Purba Medinipur
Pin- 721151.

Ref: With reference to your letter dated 06/01/2020 & Memo No.-02-Gen/SS dated 14/01/2020 of Appellate Authority, Education Directorate, WB made under RTI Act, 2005:

Sir,

In reference to the aforesaid applications dated 06/01/2020 & Memo No.-02-Gen/SS dated 14/01/2020 of Appellate Authority, Education Directorate, WB following information are giving below:-

As regard query no:- (a)(i) Score Pattern is attached herewith.

As regard query no:- (ii) Score Sheet is attached herewith.

As regard query no:- (iii) This can't be furnished U/S 11 of RTI Act, 2005.

2/11/2020

This is for your kind perusal.

Thanking you.

Enclb. As Stated.

Yours faithfully,

First Appellate Authority
The West Bengal College Service Commission.

No. /1(1) -Estt./CSC/RTI/4R-01/2019

Date:-

Copy forwarded for information to:-

1. The Appellate Authority, Education Directorate, WB
Bikash Bhavan, Saltlake, Kolkata-700091.

*Self attested
Arindam Kole
11/03/2020*

First Appellate Authority
The West Bengal College Service Commission.

WEST BENGAL COLLEGE SERVICE COMMISSION				
Score Pattern for Assistant Professor in General Degree Colleges (Advt. 1/2018)				
				Score
I	Academic Records	M. P. / Equivalent		5
		H. S. / Equivalent		5
		U. G.	Honours	10
			General	5
		P. G.		15
		NET/SET		5
		M. Phil/	M. Phil	5
Ph. D	10			
II	Assessment of Domain Knowledge, Research & Teaching Skill	Research Publications*		5
		Experience (Teaching/ Post-Doctoral)**		5
		Domain Knowledge		10
		Teaching Skill		10
III	Interview Performance			20
	Total			100

* Published in Peer-Reviewed or UGC-listed Journals - 1.0 marks for each publication.

** Post Doctoral Experience - 1.0 mark for one year each.

** Teaching Experience - For Full time teachers 1.0 marks per completed year of teaching and for Guest teachers 0.5 mark per completed year of service in recognized Institutions of Higher Education.

Self attested
 Arundhan Kala
 11/03/2020

The West Bengal College Service Commission

CHANDAN BHATTACHARYA (3rd FLOOR), SALT LAKE, KOLKATA - 700 051



RTI Score Sheet

Date of Interview : 02/01/2019

Reject Status : NO

Applicant's Personal Details	
Registration No.:	10331455
College Type:	STATE AIDED GENERAL DEGREE COLLEGE
Post Applied For:	ASSISTANT PROFESSOR
Subject:	Electronics/Electronic Science
Name:	ARINDAM KOLE
Date of Birth:	13/07/1983
Gender:	M
Category:	GEN
Experience Category:	Others
Person with Disabilities	
Disability Status & Type:	NO

Applicant's Academic Details (Block - 1)		
Exam Passed	Percentage	Score
MP	71.63	3.58
HS	85.37	3.27
UG	83.63	6.36
PG	76.35	11.45
Category in UG Level:		HONS
Total Score:		24.66

Applicant's Academic Details (Block - 2)		
Exam Name	Exam Passed	Score
NET	YES	5
NET with JRF	NO	
SET	NO	
P.D	YES	10
M.Phil	NO	
Total Score:		15
Total Academic Score:		39.66

Publication Score:	4	Experience Score:	1
Domain Knowledge Score	4.6	Teaching Skill Score	5
Interview Performance Score	9.8	Grand Total	63.86

Chairperson

Self attested
Arindam Kole
11/03/2020



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA - 700 156

Memo No: 2022-Estt./CSC/RTI/4R-01/2024 **Date:** 10-05-2024

To,

The Law Officer & Joint Registrar

The West Bengal Information Commission,

Khadya Bhawan,

11A, Mirza Galib Street, Kolkata-700087

SUB: COMPLIANCE REPORT/WRITTEN SUBMISSION ON BEHALF OF THE
S.P.I.O. OF THE WEST BENGAL COLLEGE SERVICE COMMISSION IN
CONNECTION WITH MEMO NO. 1012-WBIC/RTI/A/100535/683/2024
DATED 01.04.2024

Sir/Madam,

I, Snehasis Majumdar, son of Sunil Kumar Majumdar, aged about 58 years, by faith-Hindu, by occupation-service, posted as an Assistant Secretary of the West Bengal College Service Commission residing at 22/1/1 Beniatola Street, Kolkata-700005, do hereby solemnly affirm and say as follows:

1. I am the State Public Information Officer (SPIO) of the West Bengal College Service Commission (herein after referred to as WBCSC) and I am competent to submit the compliance report / written submission on behalf of WBCSC pursuant to the notice/communication/order made by you vide memo No. 1012-WBIC/RTI/A/100535/683/2024 dated 01.04.2024.

2. That, I Submit that an appeal (Appeal No. 100382 of 2024) preferred by Dr. Arindam Kole, applicant herein under section 19 of the Right to Information act, 2005.
3. That, the said appeal was taken up for consideration by the Learned West Bengal Information Commission and the order/direction passed for furnishing the appellant the overall marks of the all successful/empanelled candidates and publish the same in public domain also in respect of selection process for the post of Assistant Professor in the subject Electronic Science which was conducted by the WBCSC by virtue of advertisement bearing Adv. No. 1/2018.
4. I, further submit that in regard to the issue for furnishing the overall marks of the all successful/empanelled candidates pertaining to selection for the post of Assistant professors which was conducted by the WBCSC was questioned / challenged before the Hon'ble High Court at Calcutta by way of writ petition under Article 226 of the Constitution of India by the unsuccessful candidates and the same was tested by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta in a proceeding of mandamus appeal being M.A.T. NO. 1968 of 2023 (The West Bengal College Service Commission & Ors vs. Dr. Monalisa Ghosh & Ors) and an interim order of stay has been passed on 05.10.2023 against the impugned order which was passed by the Hon'ble Single Bench of the Hon'ble High Court at Calcutta till disposal of the said writ petition and the writ petition is still pending for complete adjudication.

5. I, further state that the issue regarding furnishing the overall marks of all the successful/empanelled candidates which is completely third-party information is also subject matter of Review Petition/Application which is pending before the Hon'ble Division Bench of the Hon'ble High Court at Calcutta being R.V.W. No. 157 of 2021 (The West Bengal College Service Commission & Ors vs. Jaya Biswas & Ors) together with other four matters.
6. I, state that another order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta in connection with a mandamus appeal being M.A.T. No. 2023 of 2023 (The West Bengal College Service Commission & Ors vs. Jaya Biswas & Ors) thereby the Hon'ble Division Bench has passed an order of Stay against the furnishing the overall marks of all the successful/empanelled candidates which is completely third party information pertaining to the selection of the assistant professors conducted by the West Bengal College Service Commission by virtue of the advertisement being Adv. No 1/2018 till the disposal of the review application being R.V.W No 157 of 2021 which is pending before the Division Bench of The Hon'ble High Court at Calcutta.
7. I, state that the power of adjudication as conferred upon the State Information Commission under Section 18(3) of Right to Information Act, 2005 inter alia states "The Central Information Commission or State Information Commission, as the case may be, shall, while inquiring into any matter under this section, have the same powers as are vested in a civil court while trying a suit under the Code of Civil

Procedure, 1908, in respect of the following matters, namely :-

- (a) summoning and enforcing the attendance of persons and compel them to give oral or written evidence on oath and to produce the documents or things;
- (b) requiring the discovery and inspection of documents;
- (c) receiving evidence on affidavit;
- (d) requisitioning any public record or copies thereof from any court or office;
- (e) issuing summons for examination of witnesses or documents; and
- (f) any other matter which may be prescribed."

8. I, also state that the power of adjudication as conferred upon the State Information Commission under Section 18(3) of Right to Information Act, 2005 clearly derived from Code of Civil Procedure, 1908. Now Section 10 of the Code of Civil Procedure, 1908 inter alia states "No Court shall proceed with the trial of any suit in which the matter in issue is also directly and substantially is issue in a previously instituted suit between the same parties, or between parties under whom they or any of them claim litigating under the same title where such suit is pending in the same or any other Court in India having jurisdiction to grant the relief claimed, or in any Court beyond the limits of India established or continued by the Central Government and having jurisdiction, or before the Hon'ble Supreme Court of India / Apex Court of India."

9. I state that, it is the Cardinal Principal of Law that when a matter is pending before the Highest Court of Law of the State

having Constitutional Jurisdiction to try / adjudicate over the issue and in seisin of the matter which order is under challenge for validity and constitutionality of the impugned order and in questioning the same, generally the same Court should not entertain the proceeding until the order passed by the Highest Court and / or Appellate Court passed otherwise and / or to wait for opinion and / or the verdict from the Highest / Appellate Court of Law, otherwise the Judicial system / fraternity to be frustrated. In the instant matter disclosure of third party information without hearing the third party / the effected parties is still pending before the Hon'ble High Court and there are interim order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta imposing stay order for furnishing the overall marks of all empanelled candidates pertaining to the selection of assistant professors which was conducted by the WBCSC by virtue of advertisement of being Adv. No.1/2018 and Adv. No.1/2020. In terms of the said stay order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta, the West Bengal College Service Commission is unable to furnish such information before any other person/individual, apart from that it is well settled principles of law, laid down by the Hon'ble Apex Court as well as several High Courts that the Court should direct and / or implead the necessary party, otherwise the principles of natural justice will be frustrated. As per the Code of Civil Procedure, 1908, the necessary party is one whose presence is indispensable to the constitution of any proceedings, against whom the relief is sought for but in absence of necessary party no effective order can be passed

by any Court of Law, whose presence is necessary for a complete and final decision on the question involved in the said proceedings and in absence of necessary parties, no decree / order can be passed. In the instant proceeding, neither the applicant/ appellant has made the third persons as necessary party whose information was sought for nor the Information Commission had given liberty / direction to made / implead the said third person as party respondent in the said proceedings. The order passed/directions made by the Learned West Bengal Information Commission for disclosing the information of the third party which is under challenge before the Hon'ble High Court mainly, will be violation of the natural justice and / or violation of Hon'ble Supreme Court's decision as laid down by the Hon'ble Supreme Court in the case of UPSC Vs. Angesh Kumar & Ors. reported in (2018) 4 SCC 530, wherein it has been mentioned that third party information cannot be provided to any individual unless there involve any public interest.

10. I state that the Judgment of Hon'ble High Court and /or Hon'ble Supreme Court is binding on every Courts' of Law and if any Courts' of Law is violated the same, then the order if passed is absolutely a nullity. Article 141 of the Constitution of India, the law declared by the Supreme Court of India shall be binding on all Courts' of Law within the territory of India. The ratio of decision which has been declared by the Supreme Court of India is to be gathered from the statement of the principles of law, which to be applicable to every person and / or every Courts' of Law. When the law is well settled by the judicial pronouncement of Hon'ble High

Court and/or Hon'ble Supreme Court, the practice of ignoring the same by the Subordinate Court / Tribunal / Statutory Commission including High Court is amounting to judicial impropriety and judicial adventurism which is strongly deprecated.

11. I further state that the substantial issues in regard to non-disclosure of third-party information more specifically the non-disclosure of information of all empanelled candidates in different category in different subjects pertaining to the recruitment of Assistant Professor in the West Bengal Government-aided Colleges being Advertisement No. 1/2018 and 1/2020 of the West Bengal College Service Commission is pending before the Hon'ble Division Bench, Single Benches of the Hon'ble High Court at Calcutta and stay order passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta and which still is in force and West Bengal College Service Commission is the party in those proceedings of the said mandamus appeal, thereby WBCSC is bound to comply the order of Hon'ble Division Bench.

12. I further submit that there are two orders passed by the Hon'ble Division Bench of the Hon'ble High Court at Calcutta and have stayed the proceedings for furnishing the overall marks of the all empanelled candidates which is a third party information pertaining to the recruitment for the post of Assistant Professor conducted by the West Bengal College Service Commission by virtue of Advertisement No. 1/2018 and 1/2020 till the disposal and/or complete final adjudication of the writ petition and also the Review

Application which is pending before the Hon'ble High court at Calcutta.

In these circumstances stated/mentioned above I being the SPIO of WBCSC humbly submit that kindly consider above facts mentioned herein above and take necessary steps to modify/clarify the directions made in connection with the above mentioned matter and pass an appropriate order bearing in mind that there are interim orders imposing the stay upon the furnishing the overall marks of all the successful candidates pertaining to recruitment for the post of Assistant Professor conducted by the West Bengal College Service Commission by virtue of the Advertisement no. 1/2018 and 1/2020.

Thanking you,

Yours faithfully

S.P.I.O

The West Bengal College Service Commission

WEST BENGAL INFORMATION COMMISSION

Khadya Bhaban
11A, Mirza Ghalib Street
Kolkata-700 087
Phone No. (033)2252-0509
& (033)2252-0501
Website: www.wbic.wb.gov.in
E-mail: scic-wb@nic.in

RTI Applicant Dr Arindam Kole
Public Authority West Bengal College Service Commission
Date of RTI Application 2 12 2019
Date of 1st Appeal : 6 1 2020
Date of 2nd Appeal : 11 3 2020
Date of hearing 3 6 2024

(Appeal No. 100535 of 2024 under the Right to Information Act, 2005)

Appellant Dr Arindam Kole

SPIO West Bengal College Service Commission

In continuation of Commission's earlier order No. 1012 - WBIC/ RTI/ A/100535 / 683/2024 Dated 1.4.2024.

Facts on Record & Findings :

The appellant is present for the hearing in physical mode while the SPIO of the case attended the hearing virtually

2 The SPIO has submitted a detailed note Dated 10 5 2024 regarding action taken on the order passed by the Commission on 27 3 2024 directing the SPIO to furnish the overall marks obtained by the successful candidates in different parameters for the Examination held for Assistant Professors in Electronic Science conducted by the College Service Commission in the year 2018 The SPIO in his submission Dated 10 5.2024 has mentioned that in similar matter, the Division Bench of the Hon'ble High

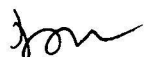
Court in MAT No 1968 of 2023 (*The West Bengal College Service Commission & Ors Vs Dr Monalisa Ghosh & Ors*) has passed an interim order staying the earlier order of Single Bench of the Hon'ble High Court. He has also quoted another appeal MAT No 2023 of 2023 (*The West Bengal College Service Commission & Ors Vs Jaya Biswas & Ors*) wherein the Division Bench of the Hon'ble High Court has passed an order of stay against the furnishing of overall marks of all the successful / empaneled candidates till the disposal of the review application No 157 of 2021 which is pending before the Division Bench of the Hon'ble High Court at Calcutta.

3 At the time of hearing in the present 2nd appeal case on 27/3/2024, no such averments were made by the SPIO and subsequently these averments have been made vide his Memo Dated 10/5/2024. In view of the averments made as mentioned hereinabove, the SPIO may take recourse to necessary legal remedy as available against the order of the Commission. The matter for compliance of the Commission's order Dated 27/3/2024 is therefore deferred for another 12 (twelve) weeks.

4 The SPIO may take appropriate legal steps accordingly and inform the Commission within this period as a follow up of compliance of the order of the Commission as passed on 27/3/2024.

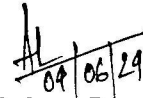
5 Let the authenticated copies of the order be forwarded to all concerned.

Date : 3/6/2024


(Naveen Prakash)
State Information Commissioner
West Bengal

Copy forwarded for information and necessary action to:-

1. The SPIO, WEST BENGAL COLLEGE SERVICE COMMISSION ASANNA BUILDING, PLOT No. - DG-10/1, PREMISES No 13-0327, ACTION AREA - 1D, RAJARHAT, NEW TOEN, KOLKATA - 700156
2. The First Appellate Authority, WEST BENGAL COLLEGE SERVICE COMMISSION ASANNA BUILDING, PLOT No - DG-10/1, PREMISES No. 13-0327, ACTION AREA - 1D, RAJARHAT, NEW TOEN, KOLKATA 700156
3. Dr ARINDAM KOLE, C/o - Lt Kinkar Sekhar Kole, Vill + P.O - Bhogpur, Dist - Purba Medinipur, Pin -721151 West Bengal, PURBA MEDINIPUR, 721151

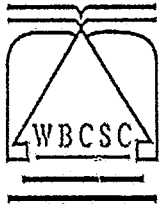
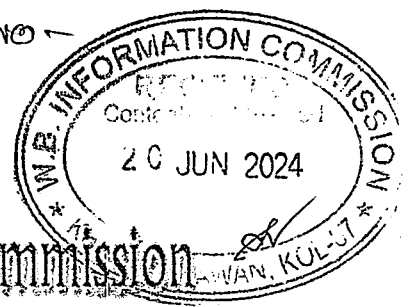


Law Officer & Joint Registrar
West Bengal Information Commission

D. NO-2420(ATR)

20/06/2024

Line-D-NO



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA - 700 156

No. 2185-Estt/CSC/RTI/4R-01/2024

Date:- 18/06/2024

From: The S.P.I.O.

The West Bengal College Service Commission.

✓ To : Law Officer & Joint Registrar
West Bengal Information Commission
Khadya Bhaban
11A, Mirza Galib Street
Kolkata- 700087

Ref: With reference to the Order No. 1734-WBIC/RTI/A/100535/683/2024 dated
04/06/2024 issued by Hon'ble West Bengal Information Commission

Sir,

With reference to above, I am sending herewith the copy of the Compliance Report (copy enclosed) in connection with the follow up Order No. 1012-WBIC/RTI/A/100535/683/2024 dated 01.04.2024(27.03.2024) against the Appeal / Complaint No. 100535 of 2024.

Enclo: As stated.

Thanking you.

Yours faithfully,

**The State Public Information officer
The West Bengal College Service Commission.**



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA – 1D, RAJARHAT, NEW TOWN, KOLKATA – 700 156

Compliance Report

The Hon'ble Information Commission has passed an order vide Memo No.1012-WBIC/RTI/A/10535/683 dated 01.04.2024 to furnish the overall marks obtained by the successful candidates against Advt. No. 1/2018. On 10.05.2024 The West Bengal College Service Commission has sent compliance report/ written submission vide Memo No. 2022-Estt/CSC/RTI/4R-01/2024 in connection with the above mentioned order passed by Hon'ble Information Commission. The writ petition has been made against the order vide W.P.A No. 14328 of 2024 at the Hon'ble High Court, Calcutta and the hearing has been made on 22.05.2024. The Hon'ble Justice Sabyasachi Bhattacharyya has passed an order (copy enclosed) stating that-

"1. Service is not complete.

2. Let the matter stand adjourned and be listed in the monthly list of June, 2024."

This for your kind perusal

Enclo: As stated above

The State Public Information officer
The West Bengal College Service Commission

AD-32
Ct No.09
22.05.2024
TN

WPA No. 14328 of 2024

The West Bengal College Service Commission and others
Vs.
The State Chief Information Commissioner, West Bengal
Information Commission and others

Mr. Subhrangsu Panda,
Ms. Mithu Singha Mahapatra
.... for the West Bengal College
Service Commission

1. Service is not yet complete.
2. Let the matter stand adjourned and be listed in the monthly list of June, 2024.

(Sabyasachi Bhattacharyya, J.)

D.NO - 3520 (ATR)
29.08.2024

Link D.No -

Email

State Chief Information Commissioner West Bengal

With reference to the Memo No. 2890-WBIC/RTI/A/100535/683/2024 dated 16/08/2024 issued by Hon'ble West Bengal College Service Commission.

From : wbcscgeneraloffice@gmail.com

Wed, Aug 28, 2024 04:13 PM

Subject : With reference to the Memo No. 2890-WBIC/RTI/A/100535/683/2024 dated 16/08/2024 issued by Hon'ble West Bengal College Service Commission.

1 attachment

To : State Chief Information Commissioner West Bengal
<scic-wb@nic.in>

Sir,

Please see the attachment.

With regards

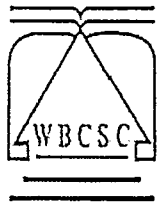
S.P.I.O.

West Bengal College Service Commission

— Arindam Kole.pdf

1,019 KB

Hearing-02.09.24
S.C



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA - 700 156

No. 2481 -Estt/CSC/RTI/4R-01/2024

Date:- 28/08/2024

From: The S.P.I.O.
The West Bengal College Service Commission.

To : Shri Raja Sengupta
Section Officer
West Bengal Information Commission
Khadya Bhaban
11A, Mirza Galib Street
Kolkata- 700087

Ref: With reference to the Memo No. 2890-WBIC/RTI/A/100535/683/2024 dated
16/08/2024 issued by Hon'ble West Bengal Information Commission

Sir,

With reference to above, I am sending herewith the copy of the Written Submission (copy enclosed) in connection with the Order No. 1734-WBIC/RTI/A/100535/683/2024 dated 04.06.2024 which is in continuation of the earlier Order No. 1012-WBIC/RTI/A/100535/683/2024 against the Appeal No. 100535 of 2024.

Encl: As stated.

Thanking you.

Yours faithfully,

The State Public Information officer
The West Bengal College Service Commission.



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA - 700 156

Written Submission

The Hon'ble Information Commission has passed an order vide Memo No.1012-WBIC/RTI/A/10535/683 dated 01.04.2024 to furnish the overall marks obtained by the successful candidates against Advt. No. 1/2018. On 10.05.2024 The West Bengal College Service Commission has sent compliance report/ written submission vide Memo No. 2022-Estt/CSC/RTI/4R-01/2024 in connection with the above mentioned order passed by Hon'ble Information Commission.

The writ petition has been made against the order vide W.P.A No. 14328 of 2024 at the Hon'ble High Court, Calcutta and the hearing has been made on 22.05.2024. The Hon'ble Justice Sabyasachi Bhattacharyya has passed an order (copy enclosed) stating that-

"1. Service is not complete.

2. Let the matter stand adjourned and be listed in the monthly list of June, 2024."

However, on the same issue the Hon'ble West Bengal Information Commission has dismissed and disposed of the matter Appeal No. 1744, 2554, 1937, 2057, 1975, 1330, 2018, 1848, 2016 of 2021 & Complaint No. 1809 of 2021.

This for your kind perusal

Encl: As stated above

The State Public Information officer
The West Bengal College Service Commission

WEST BENGAL INFORMATION COMMISSION

Khadya Bhaban
11A, Mirza Ghalib Street
Kolkata-700 087
Phone No. (033)2252-0509
& (033)2252-0501
Website: www.wbic.wb.gov.in
E-mail: scic-wb@nic.in

RTI Applicant : Dr. Arindam Kole
Public Authority : West Bengal College Service Commission
Date of RTI Application : 02.12.2019
Date of 1st Appeal : 06.01.2020
Date of 2nd Appeal : 11.03.2020
Date of hearing : 03.06.2024

(Appeal No. 100535 of 2024 under the Right to Information Act, 2005)

Appellant : Dr. Arindam Kole

SPIO : West Bengal College Service Commission

In continuation of Commission's earlier order No.1012 - WBIC/RTI/A/100535/683/2024
Dated 01.04.2024

Facts on Record & Findings :

The appellant is present for the hearing in physical mode while the SPIO of the case attended the hearing virtually.

2. The SPIO has submitted a detailed note Dated 10.05.2024 regarding action taken on the order passed by the Commission on 27.03.2024 directing the SPIO to furnish the overall marks obtained by the successful candidates in different parameters for the Examination held for Assistant Professors in Electronic Science conducted by the College Service Commission in the year 2018. The SPIO in his submission Dated 10.05.2024 has mentioned that in similar matter, the Division Bench of the Hon'ble High Court in MAT No. 1968 of 2023 (*The West Bengal College Service Commission & Ors Vs. Dr. Monalisa Ghosh & Ors.*) has passed an interim order staying the earlier order of Single Bench of the Hon'ble High Court. He has also quoted another appeal MAT No. 2023 of 2023 (*The West Bengal College Service Commission & Ors. Vs. Jaya Biswas & Ors.*) wherein the Division Bench of

the Hon'ble High Court has passed an order of stay against the furnishing of overall marks of all the successful / empaneled candidates till the disposal of the review application No. 157 of 2021 which is pending before the Division Bench of the Hon'ble High Court at Calcutta.

3. At the time of hearing in the present 2nd appeal case on 27.03.2024, no such averments were made by the SPIO and subsequently these averments have been made vide his Memo Dated 10.05.2024. In view of the averments made as mentioned hereinabove, the SPIO may take recourse to necessary legal remedy as available against the order of the Commission. The matter for compliance of the Commission's order Dated 27.03.2024 is therefore deferred for another 12 (twelve) weeks.

4. The SPIO may take appropriate legal steps accordingly and inform the Commission within this period as a follow up of compliance of the order of the Commission as passed on 27.03.2024.

5. Let the authenticated copies of the order be forwarded to all concerned.

Date : 03.06.2024

Sd/-
(Naveen Prakash)
State Information Commissioner
West Bengal

No. 1734 - WBIC/RTI/A/100535/683/2024

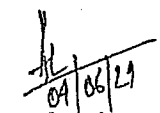
DATE : 04.06.2024

Copy forwarded for information and necessary action to:-

1. The SPIO, WEST BENGAL COLLEGE SERVICE COMMISSION, ASANNA BUILDING, PLOT No. - DG-10/1, PREMISES No. 13-0327, ACTION AREA - ID, RAJARHAT, NEW TOWN, KOLKATA - 700156

✓ 2. The First Appellate Authority, WEST BENGAL COLLEGE SERVICE COMMISSION, ASANNA BUILDING, PLOT No. - DG-10/1, PREMISES No. 13-0327, ACTION AREA - ID, RAJARHAT, NEW TOWN, KOLKATA - 700156

3. Dr. ARINDAM KOLE, C/o - Lt. Kinkar Sekhar Kole, Vill + P.O. - Bhogpur, Dist.- Purba Medinipur, Pin -721151 West Bengal, PURBA MEDINIPUR, 721151


Law Officer & Joint Registrar
West Bengal Information Commission



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA - 700 156

No. 2185-Estt/CSC/RTI/4R-01/2024

Date:- 18/06/2024

From: The S.P.I.O.

The West Bengal College Service Commission.

To: Law Officer & Joint Registrar
West Bengal Information Commission
Khadya Bhaban
11A, Mirza Galib Street
Kolkata- 700087

Ref: With reference to the Order No. 1734-WBIC/RTI/A/100535/683/2024 dated
04/06/2024 issued by Hon'ble West Bengal Information Commission

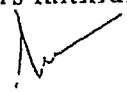
Sir,

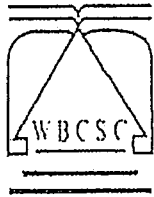
With reference to above, I am sending herewith the copy of the Compliance Report (copy enclosed) in connection with the follow up Order No. 1012-WBIC/RTI/A/100535/683/2024 dated 01.04.2024(27.03.2024) against the Appeal / Complaint No. 100535 of 2024.

Encl: As stated.

Thanking you.

Yours faithfully,


The State Public Information officer
The West Bengal College Service Commission.



The West Bengal College Service Commission

"ASANNA" BUILDING, PLOT NO. DG-10/1, PREMISES NO. 13-0327,
ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA - 700 156

Compliance Report

The Hon'ble Information Commission has passed an order vide Memo No.1012-WBIC/RTI/A/10535/683 dated 01.04.2024 to furnish the overall marks obtained by the successful candidates against Advt. No. 1/2018. On 10.05.2024 The West Bengal College Service Commission has sent compliance report/ written submission vide Memo No. 2022-Estt/CSC/RTI/4R-01/2024 in connection with the above mentioned order passed by Hon'ble Information Commission. The writ petition has been made against the order vide W.P.A No. 14328 of 2024 at the Hon'ble High Court, Calcutta and the hearing has been made on 22.05.2024. The Hon'ble Justice Sabyasachi Bhattacharyya has passed an order (copy enclosed) stating that-

"1. Service is not complete.

2. Let the matter stand adjourned and be listed in the monthly list of June, 2024."

This for your kind perusal

Encl: As stated above

The State Public Information officer
The West Bengal College Service Commission

AD-32
Ct No.09
22.05.2024
TN

WPA No. 14328 of 2024

The West Bengal College Service Commission and others
Vs.
The State Chief Information Commissioner, West Bengal
Information Commission and others

Mr. Subhrangsu Panda,
Ms. Mithu Singha Mahapatra

.... for the West Bengal College
Service Commission

1. Service is not yet complete.
2. Let the matter stand adjourned and be listed in the
monthly list of June, 2024.

(Sabyasachi Bhattacharyya, J.)

WEST BENGAL INFORMATION COMMISSION

Khadya Bhaban
11A, Mirza Ghalib Street
Kolkata-700 087
Phone No. (033)2252-0509
& (033)2252-0501
Website: www.wbic.wb.gov.in
E-mail: scic-wb@nic.in

RTI Applicant : Dr. Arindam Kole
Public Authority : West Bengal College Service Commission
Date of RTI Application : 02.12.2019
Date of 1st Appeal: 06.01.2020
Date of 2nd Appeal: 11.03.2020
Date of hearing : 02.09.2024

(Appeal No. 100535 of 2024 under the Right to Information Act, 2005)

Appellant: Dr. Arindam Kole

SPIO : SPIO, West Bengal College Service Commission

Decision:

The SPIO of the case is present for the hearing in virtual mode while the appellant is present for hearing in person.

2. The matter was last heard by the Commission on 03.06.2024 wherein it was noted that the public authority is taking recourse to legal remedy for appealing against the earlier order of the Commission passed in the matter on 01.04.2024.

3. Vide ATR Dated 18.06.2024 the SPIO has informed that a writ petition has accordingly been filed before the Hon'ble High Court, Calcutta being WP No.14328 of 2024 and the same is under consideration before the Hon'ble Court.

4. In view of the above, the second appeal No.100535 of 2024 is accordingly deferred till a final order in the matter is passed by the Hon'ble High Court, Calcutta.

5. Let authenticated copies of the order be forwarded to all concerned.

Date : 02.09.2024



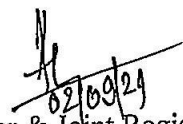
(Naveen Prakash)
State Information Commissioner
West Bengal

No. 3071 - WBIC/RTI/A/100535/683/2024

DATE : 02.09.2024

Copy forwarded for information and necessary action to:-

1. The SPIO, SPIO WEST BENGAL COLLEGE SERVICE COMMISSION. ASANNA BUILDING, PLOT No. - DG-10/1, PREMISES No. 13-0327, ACTION AREA 1D, RAJARHAT, NEW TOWN, KOLKATA – 700156
2. The First Appellate Authority, WEST BENGAL COLLEGE SERVICE COMMISSION. ASANNA BUILDING, PLOT No. - DG-10/1, PREMISES No. 13-0327, ACTION AREA - 1D, RAJARHAT, NEW TOWN, KOLKATA – 700156
3. Dr. ARINDAM KOLE, C/o - Lt. Kinkar Sekhar Kole, Vill+P.O. - Bhogpur, Dist. - Purba Medinipur, Pin -721151 West Bengal, PURBA MEDINIPUR,721151


Law Officer & Joint Registrar
West Bengal Information Commission

Email**State Chief Information Commissioner West Bengal**

Hearing on 02-09-2025

From : State Chief Information Commissioner West Bengal
<scic-wb@nic.in>

Fri, Aug 22, 2025 03:12 PM

 1 attachment

Subject : Hearing on 02-09-2025

To : College service Commission wb
<wbcsccchairman@gmail.com>

Cc : kole anindam <kole.anindam@gmail.com>

Please find the attachment, for further details visit our website

West Bengal Information Commission



WBIC-RTI-A-100535-683-2024 HN.pdf

16 KB

Email**State Chief Information Commissioner West Bengal**

Re: Hearing on 02-09-2025

From : State Chief Information Commissioner West Bengal
<scic-wb@nic.in>

Fri, Aug 22, 2025 03:47 PM

Subject : Re: Hearing on 02-09-2025

To : College service Commission wb
<wbcsccchairman@gmail.com>

Cc : kole anindam <kole.anindam@gmail.com>

Please ignore the previous mail.

the hearing scheduled on 02-09-2025 will postponed, next date of hearing will be informed you after the hearing was scheduled.

West Bengal Information Commission
