

17-06-2010  
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*Constitutional Writ*  
Present :-Hon'ble Justice Jayanta Kumar Biswas  
W.P.No.12484(W) of 2010  
Anima Banerjee (Mishra)  
-vs-  
The State of West Bengal & Ors.

**POINTS**

EXEMPTED CATEGORY – Petitioner claimed ex-census employee working in connection with the 2001 census operations- Whether can apply as an exempted category candidate – West Bengal Regulation of Recruitment in State Government Establishments and Establishments of Public Undertakings, Statutory Bodies, Government Companies Local Authorities Act, 1999.

**FACTS**

The petitioner is seeking a mandamus commanding Howrah District Primary School Council to permit her to participate in the selection process initiated for appointment to the post of primary school teacher as an exempted category candidate. She claimed that being an ex-census employee working in connection with the 2001 census operations she was entitled to apply as an exempted category candidate. Since the council has not issued admit card so that she may take the written test, she has brought this petition.

**HELD**

The petitioner claims that she participated in the 2001 census operations. Under the circumstances, Court is unable to see how she can claim that in terms of the government order dated August 21, 2002 that she is entitled to claim the status of an exempted category candidate. She is not an exempted category candidate and hence the council was right in not issuing admit card permitting her to participate in the selection process as an exempted category candidate. She is not entitled to any relief.

Para 5

Para 5

Mr. Avijit Chakraborty                      ....for the petitioner

Mr. Tulsidas Maity                              .....for the council

1.The petitioner is seeking a mandamus commanding Howrah District Primary School Council to permit her to participate in the selection process initiated for appointment to the post of primary school

