

Suppl.-1  
**06.06.2024**  
Ct. No.08  
mb/pg.

IN THE HIGH COURT AT CALCUTTA  
CONSTITUTIONAL WRIT JURISDICTION  
APPELLATE SIDE

**WPA (P) 236 of 2024**

Tanmoy Chattopadhyay  
Vs.  
The National Testing Agency & Ors.

Mr. Tanmoy Chattopadhyay  
... Petitioner in person

Mr. Dhiraj Kumar Trivedi, Ld. DSGI  
Mr. Tirtha Pati Acharyya  
... For the respondent nos.1 to 3

Mr. Sunit Kumar Roy  
... For the respondent no.4

In this Public Interest Litigation, the petitioner has alleged various irregularities in conducting NEET (UG) 2024 Examination.

According to the petitioner, some of the candidates could not have scored 718 or 719 as per the applicable marking/score system.

It appears that the National Testing Agency sought to justify awarding of such marks based on a judgment passed by the Hon'ble Supreme Court in Writ Petition (Civil) No.600 of 2018 (Akshat Aggarwal & Ors. v. Union of India & Ors.).

Justification of such an exercise cannot be decided without an affidavit from the National Testing Agency/ respondent no.1.

Accordingly, the respondent no.1 shall file an affidavit within a period of ten days from date in response to the allegations made in this writ petition.

The affidavit should also disclose how the reservation policy of the State as well as the Central Government has been followed in preparing the merit list.

List this matter after two weeks under the same heading before the Regular Bench.

The National Testing Agency shall preserve the records pertaining to the NEET (UG) 2024 Examination until further order of this Court.

The outcome of the counselling process shall abide by the result of the writ petition.

(Kausik Chanda, J.)

(Apurba Sinha Ray, J.)