

S/L 13
09.02.2021
Court No.26
SD

**WPA 3414 of 2021
(Via Video Conference)**

Jyoti Prasad Chatterjee
Vs.
State of West Bengal & Ors.

Mr. Sakti Pada Jana

...for the Petitioner.

Affidavit of service filed in Court today be kept with the record.

This is an application under Article 226 of the Constitution of India wherein the writ petitioner is aggrieved by the inaction on the part of the State authorities in considering his representation dated December 1, 2020.

It is to be noted that in spite of service, none has appeared on behalf of the State authorities on two occasions. Accordingly, I draw an adverse inference against the State authority.

It is to be noted that the petitioner has an innocuous prayer relating to consideration of his representation dated December 1, 2020 and accordingly, a direction for consideration of the same would not be against the State authorities.

In light of the above, the Commissioner of School Education, West Bengal being the respondent no.2 herein is directed to grant an opportunity of hearing to the petitioner and thereafter pass a reasoned order within a period of four weeks from date. The reasoned order should be

communicated to the petitioner within a week from the date of passing of the same.

With these observations, this writ petition stands disposed of.

There will be no order as to costs.

Urgent photostat certified copy of this order, if applied for, be given to the parties upon compliance of all necessary formalities.

(Shekhar B. Saraf, J.)