

19.07.2022.
Court No.13
Item No. 119
pk

W.P.A. No. 2666 of 2022

**Babita Chatterjee @ Babita Chatterjee Samadder
Versus
The State of West Bengal & Ors.**

Sk. Imtiaz Uddin.

...For the petitioner.

Mr. Rezaul Hossain.

..For the State.

Dr. Sutanu Kumar Patra,
Ms. Supriya Dubey.

..For the WBCSSC.

Affidavit-of-service filed in Court today be taken
on record.

The petitioner is aggrieved that her application
for transfer has been rejected on the ground that she
is the only teacher (single teacher) for the subject
being taught in the concerned School.

The single teacher bar is no longer applicable in
view of the amendment and clarification to the 2015
Rules, inter alia, on 3rd January, 2022.

The petitioner's application for transfer shall be
processed afresh and forwarded by the Head of the
Department to the District Inspector of Schools within
a period of two weeks from the date of communication
of a copy of this order.

The Notification dated 21st December, 2021 and
the time frame stipulated therein shall be strictly
followed by the respondents.

The earlier rejection of transfer shall stand set
aside.

Pupil teacher ratio referred to by H.O.I., is also not a ground for rejection of application for transfer under 2015 Rules.

With the aforesaid directions, the instant writ petition shall stand disposed of.

There will be no order as to costs.

All parties are directed to act on a server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)