

11.08.2022
ct. 13
sl. 201
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W.P.A. 4320 of 2022

(Mofizur Rahaman vs. State of West Bengal & Ors.)

Mr. Saibal Acharya
Mr. Arka Bhattacharya

.... For the Petitioner

Ms. Sutapa Sanyal,
Ms. Rajlakshmi Ghatak

....for the State

Mr. Dilip Kr. Shyamal

.... For the School Authority

Dr. Sutanu Kr. Patra
Ms. Supriya Dubey

.... For the SSC

Report in the form of affidavit filed by the School
is taken on record.

It appears from the report that the school has
committed an error in stating that the petitioner's
application has been refused for insufficient teachers.
The only ground appears to be that the petitioner is the,
'single teacher' in the subject in the school. The
petitioner being the only teacher in the subject cannot
be a ground for refusing to recommend the petitioner's
application for transfer.

In those circumstances, the school shall
immediately transmit the petitioner's application for
transfer upon receipt of a copy of this order with no
objection to the District Inspector of Schools (S.E.) and
the District Inspector of Schools (S.E.) upon receipt
thereof shall take steps in accordance with the 2015

Rules and process the application strictly in terms of the time frame provided therein.

The respondents shall take immediate steps to post a teacher in place of the petitioner in the school in question.

With the aforesaid observations, the writ petition is 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.)