

25.08.2022.
Court No.13
Item No. 228
ap

W.P.A. No. 9158 of 2022
Sangeeta Sukla Baidya
Versus
The State of West Bengal & Ors.

Md. Mokaram Hossain,
Mr. Sandipan Maity.

...For the petitioner.

Mr. Bhaskar Prasad Vaisya,
Mr. Mrinal Kanti Ghosh.

..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's application for transfer on
special grounds i.e. Divorce was returned as if it were
a general transfer. The petitioner has not completed
five years of service in the present School.

Since the five year Rule cannot be applied to the
transfer on special grounds, the petitioner shall make
an application for transfer on special ground (divorce)
afresh immediately.

The respondents shall process and dispose of
the said application of the petitioner in terms of the
2015 Rules and within the time frame stipulated
under the Notification dated 21st December, 2021.

Upon the petitioner being transferred a suitable
person shall be posted in the said School by the
respondents to replace the petitioner.

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.)