

07-07-2023
ct no. 13
Sl. 18
sp

CPAN 331 of 2023
In
WPA 9176 of 2022
Rupak Mandal
-Versus-

Sk. Hossain Ali & Ors.

Mr. Shamim ul Bari

..... for the petitioner

Mr. Sourav Mitra

... for the Central School Service Commission

1. CPAN 331 of 2023 is the second contempt application. The earlier contempt application being CPAN 1105 of 2022 was disposed of on February 3, 2023. The District Inspector of Schools (SE), Malda was directed to continue make efforts to trace out the replacement of the petitioner.
2. The second contempt application being CPAN 331 of 2023 is filed according to Mr. Shamim ul Bari, learned counsel for the petitioner on the direction contained in the first paragraph of the second page of the order dated August 25, 2022 passed in WPA 9176 of 2022.
3. This Court is of the consistent view that the school cannot be left without a teacher. The question of transferring the petitioner first and seeking replacement later, cannot and does not arise.

4. In view of the above, CPAN 331 of 2023 shall, therefore, stand dismissed. The order dated February 3, 2023 (supra) shall continue to be complied with.
5. There shall be no order as to costs.
6. All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)