

27.07.2023
Item No.21
Ct. No. 238
AKG

WPA 11868 of 2023
Sk. Rafijul Islam
Vs.
The State of West Bengal & Ors.

Mr. Uday Narayan Betal, Mr. Bhaskar Hutait	...for the Petitioner
Mr. Subhrangsu Panda, Ms. Mithu Singha Mahapatra	...for W.B.C.S.C.
Mr. Suman Dey	...for the State
Mr. Uttam Kr. Bhattacharya	...for the College

It is the grievance of the petitioner that though he was selected for the post of Peon under the General Category at Pingla Thana Mahavidyalaya, Paschim Medinipur in the year 2011, till date, the college has not issued any appointment letter in his favour.

It has been submitted by Mr. Uttam Kr. Bhattacharya, learned advocate appearing for on behalf of the college that pursuant to an order dated December 21, 2009, passed in WP No. 28816 (w) of 2008, filed by a candidate seeking compassionate appointment, the post was kept vacant.

It has been further submitted by the college that the Director of Public Instructions, West Bengal by an order dated February 1, 2019, ultimately declined to grant compassionate appointment to the petitioner in W.P. No. 28816 (W) of 2008. It has also been

submitted that the said order passed by the Director of Public Instructions is now a subject matter of two Special Leave Petitions, SLP (C) No. 11301 and 11302 of 2023.

Without going into any other factual aspects involved in this case, I dispose of the writ petition directing the college authority to send all documents relating to the selection of the present petitioner before the Director of Public Instructions within a period of one month from the date of communication of this order. The Director of Public Instructions within one month thereafter shall decide as to whether approval shall be given to the appointment of the present petitioner or not.

Accordingly, **WPA 11868 of 2023** is disposed of.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

(Kausik Chanda, J.)