

01.08.2023
Item No.21
Ct. No.17
S.A.

WPA 25623 of 2022

Asok Kumar Mahato
-vs-
State of West Bengal & Ors.

Mr. Soumik Ganguli
Mr. Dilip Kumar Sadhu
Mr. S. Nandys
...for the petitioner
Mr. B P. Vaisya
Mr. Nilay Baran Mandal
...for the DPSC, Purulia
Mr. Srinath Singha Roy
...for the State

This is a transfer matter where the pupil-teacher ratio is 145:2 which is above the prescribed ratio under the rules made under RTE Act, 2009.

Therefore, at this stage, there cannot be any order for transfer of the teacher as the school has only two teachers and if the petitioner is transferred, it will not be possible for a single teacher to run the school.

Therefore, the writ application is dismissed.

However, this dismissal will not prevent the petitioner to file a new application for transfer when the ratio will come within the limit of the aforesaid Act.

(Abhijit Gangopadhyay, J.)