

14.08.2024
Court No. 18
Item No.129 (ML)
(Suvendu)

WPA 8204 of 2023

Manidipa Samanta
-Versus-

The State of West Bengal & Ors.

Ms. Debjani Sengupta
Mr. Iresh Paul
Ms. Paulomi Ghosh
.....for the petitioner

Mr. Raja Ram Banerjee
.....for the State

Affidavit of service filed on behalf of the
petitioner is taken on record.

Mr. Sourav Mitra, learned advocate who
is present in Court and usually appears on
behalf of the West Bengal Central School Service
Commission, is requested to enter appearance on
behalf of the Commission. Let engagement of
Mr. Sourav Mitra be regularized by the office of
the Commission.

Matter relates to transfer of the petitioner
on the ground of distance in between present
school and place of residence of petitioner.

The learned advocate representing the
petitioner submits that after preferring the
transfer application on 16th August, 2022 same

was processed by the school authority where petitioner is presently serving and thereafter by the District Inspector of Schools (SE), South 24 Parganas. Subsequently the concerned District Inspector of Schools forwarded the transfer application to the West Bengal Central School Service Commission on 26th August, 2022 for taking final decision. It is submitted that in spite of receiving transfer application far back on 26th August, 2022 till date said transfer application has not been decided.

Learned advocates representing the respondents jointly submit that perhaps due to suspension of Utshasree portal contemporaneous decision could not be taken on the transfer application of the petitioner.

However, it is submitted on behalf of the Commission that if direction is given upon the concerned authority of the Commission, transfer application of the petitioner shall be decided in accordance with law.

Having considered the submissions made on behalf of the parties, writ petition stands disposed of directing the Chairman of the West Bengal Central School Service Commission to decide transfer application of petitioner in

accordance with law by four weeks from the date of communication of this order and the decision to be taken by the Commission shall be communicated to the petitioner by one week thereafter.

It is made clear that transfer application of the petitioner shall not be rejected due to suspension of Utshasree portal.

There shall be, however, no order as to costs.

Urgent photostat certified copy of this order, if applied for, be given to the parties on usual undertakings.

(Saugata Bhattacharyya, J.)