

ML 137
20.08.2024
Ct. No. 18
adeb

W.P.A. 8553 of 2023

**Supravat Sarkar
Vs.
The State of West Bengal & Ors.**

Mr. Sudip Ghosh Chowdhury
Ms. Shreyeta Mitra
Ms. Afrin Nahar Mondal
...for the petitioner

Mr. Biswajit De
Ms. Rajlakshmi Ghatak
...for the State

Mr. Sunit Kr. Roy
...for the SSC

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

Matter relates to general transfer of the petitioner
on the ground of distance in between the present school
of the petitioner and his residence. The learned advocate
for the petitioner submits that an application was filed
seeking general transfer on 15th September, 2022 and
the same was processed by the school authority where
petitioner is presently serving and was sent to the office
of the concerned District Inspector of Schools (SE). The
concerned District Inspector of Schools (SE) in his turn
forwarded the transfer application of the petitioner on
29th September, 2022 to the West Bengal Central School
Service Commission for taking final decision.

The grievance of the petitioner is in spite of receipt
of transfer application through designated Portal by the

Commission far back on 29th September, 2022 till date the transfer application of the petitioner has not been decided.

State-respondents and the West Bengal Central School Service Commission are represented by learned advocates who have submitted jointly that due to suspension of Utsashree Portal with effect from 29th September, 2022 contemporaneous decision could not be taken on the transfer application of the petitioner.

However, it is submitted on behalf of the Commission if concerned authority of the Commission is directed to take decision the transfer application of the petitioner shall be decided in accordance with law.

Having considered the submissions made on behalf of the parties the writ petition stands disposed of directing the Chairman of the West Bengal Central School Service Commission being respondent no. 3 to decide the transfer application of the petitioner by 4 (four) weeks from the date of communication of this order and the decision to be taken by the respondent no. 3 shall be communicated to the petitioner by 1 (one) week thereafter.

It is made clear that the transfer application of the petitioner shall not be rejected on the ground of suspension of Utsashree Portal.

There shall be no order as to costs.

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

(Saugata Bhattacharyya, J.)