

22.04.2024
Court No.13
Item No.28
sp

WPA 10664 of 2024
Babita Ghosh (Das)
Vs.
The State of West Bengal and Ors.

Mr. Bidhan Biswas
... for the petitioners.

Mr. Rezaul Hossain
... for the State

Mr. Sarwar Jahan
Ms. Tapati Sarkar
... for the Respondent No.4.

1. Affidavit of service filed in Court is taken on record.
2. The petitioners were Sahayaks and Sahayikas in the Shishu Shiksha Kendras (SSKs) under the scheme run by the State. They exercised option of being treated at par with Para Teachers and retire at the age of 60 years and avail terminal benefits of Rs.3,00,000/-. Since they have not been provided with terminal benefits, they want to reverse their options and be treated as Sahayaks and Sahayikas in the SSKs. By reason thereof, the petitioners would retire at the age of 65 years.
3. In a decision of this Court passed in WPA 7766 of 2023, this Court had directed the Para Teachers to be granted the benefits of P. F.
4. Since the petitioners wish to revert back as Sahayaks and Sahayikas in the SSKs, they shall, therefore, not be entitled to the P. F. facilities.
5. All benefits payable to the petitioners as Sahayaks and Sahayikas shall be paid to them and they shall be treated as Sahayaks and Sahayikas henceforth and continue to

work until the age of 65 years. The earlier option to be treated at par with the Para Teachers given by the petitioners shall stand revoked and cancelled.

6. With the aforesaid directions, the writ petition is disposed of.
7. There will be no order as to costs.
8. All parties are directed to act on a server copy of this order duly downloaded from the official website of this Court.

(Rajasekhar Mantha, J.)