

ML 229
25.09.2024
Ct. No. 18
adeb

W.P.A. 15888 of 2023

Ayesa Siddika
Vs.
The State of West Bengal & Ors.

Mr. Sudip Ghosh Chowdhury
Ms. Shreyeta Mitra
Ms. Debolina Chakraborty
..for the petitioner

Ms. Koyeli Bhattacharyya
Mr. Bibek Dutta
...for the WBBSE

Mr. Jahar Datta
Mr. Rajsekhar Basu
...for the State

Mr. Sourav Mitra
...for the CSSC

Mr. Abhijit Basu
Mr. Partha Basu
...for the respondent no. 5

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

Matter relates to transfer of the petitioner on the
ground of distance in between the present school of the
petitioner and her place of residence. Learned advocate
representing the petitioner submits that the last
application seeking transfer was made on Utsashree
Portal on 25th May, 2022 but the same was not
forwarded by the school authority where petitioner is
presently serving on the ground that petitioner is a single
teacher in the subject.

It is contended on behalf of the petitioner that even in the case of single teacher in the subject transfer application of the teacher needs to be forwarded by the school authority to the concerned District Inspector of Schools (SE) for taking steps in terms of the notification dated 3rd January, 2022 issued by the Additional Secretary to the Government of West Bengal, School Education Department for finding out alternative teacher from the neighbouring schools.

Respondents are represented by learned advocates who have submitted that in case of single teacher the concerned District Inspector of Schools (SE) is required to take steps for ensuring local arrangement in the school where the applicant teacher is serving for transfer of the said teacher.

Having considered the submissions made on behalf of the parties writ petition stands disposed of directing the school authority of Mitna High School (HS) District-Malda being respondent nos. 5 and 6 to forward the transfer application of the petitioner to the District Inspector of Schools (SE) Malda being respondent no. 4 by 7 (seven) days from the date of communication of this order. After receipt of transfer application respondent no. 4 shall make endeavour to find out willing teacher from neighbouring school to man the post of petitioner temporarily till regular incumbent joins the post. The respondent no. 4 shall take steps for ensuring local

arrangement in the school of the petitioner if it is found as “fit case” in terms of the notification dated 3rd January, 2022 and in the event willing teacher is available to work in the post of the petitioner temporarily, petitioner shall be transferred to another school based on her transfer application.

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.)