

ML 261
26.09.2024
Ct. No. 18
adeb

W.P.A. 18005 of 2023

Biplab Kumar Mandal
Vs.
The State of West Bengal & Ors.

Mr. Sudip Ghosh Chowdhury
..for the petitioner

Ms. Koyeli Bhattacharyya
...for the WBBSE

Mr. Sourav Mitra
...for the SSC

Ms. Sangeeta Roy
Ms. Hemanta Kumar Das
...for the State

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

Matter relates to transfer of the petitioner being headmaster of a Government aided secondary school who is suffering from ailment. An application for transfer on medical ground was made on Utsashree Portal on 27th September, 2022 and the school authority where petitioner is presently serving has forwarded the transfer application of the petitioner to the concerned District Inspector of Schools (SE) for taking necessary steps. The concerned District Inspector of Schools (SE) in his turn has complied with all formalities and forwarded the transfer application through Portal to the West Bengal Central School Service Commission for taking final decision on 20th December, 2022. Grievance of the

petitioner is in spite of receipt of transfer application far back on 20th December, 2022 the said transfer application is yet to be decided.

Learned advocate representing the respondents have jointly submitted that due to suspension of Portal with effect from 29th September, 2022 contemporaneous decision could not be taken on transfer application of the petitioner. However, it has been submitted on behalf of the Commission that if concerned authority of the Commission is directed transfer application shall be decided.

Having considered the submissions made on behalf of the parties writ petition stands disposed of directing the Chairman, West Bengal Central School Service Commission being respondent no. 3 to decide the transfer application of the petitioner by 8 (eight) weeks from the date of communication of this order and the decision shall be communicated to the petitioner by 1 (one) week thereafter.

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