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30.08.2024  
AGM

**In the High Court At Calcutta  
Constitutional Writ Jurisdiction  
Appellate Side**

**WPA 19517 of 2024**

**Md Mostafa  
vs.  
The State of West Bengal & Ors.**

**Mr. Sudipta Dasgupta.  
Mr. Sondwip Sutradhar.  
... For the Petitioners.**

**Mr. Ratul Biswas.  
Mr. Kaushik Chowdhury.  
... For the WBBPE.**

**Mr. B. P. Vaisya.  
Mr. Ranjan Saha.  
... For the DPSC, South 24 Parganas.**

**Mr. Santanu Mitra. SGA.  
Ms. Anantamoyi Ghosh.  
... For the State.**

**Mr. Anath Nath Naskar.  
Mr. Sutirtha Nayek.  
... For the proforma respondent.**

Affidavit-of-service filed in Court today is taken on record.

The petitioner and the private respondent applied for mutual transfer. Their application is pending consideration at the end of the West Bengal Board of Primary Education.

Without going into the merits of the said application, the writ petition is disposed of by directing the Secretary, West Bengal Board of Primary Education to take a decision on the said application in accordance with law at the earliest but positively within a period of ninety days from the date of communication of this order. A reasoned order shall be passed and communicated to the parties immediately thereafter.

The private respondent no. 11 has put in more than two years in service but is yet to receive the confirmation letter. The Board shall not insist the private respondent no. 11 to produce the confirmation letter for consideration of the application for transfer.

The Board shall seek the necessary information as regards the status of the teachers and the vacancy statement from the concerned District Primary School Council who shall immediately transfer the required data to the Board for compliance of the direction passed hereinabove.

Learned advocate for the petitioner shall forward a copy of the application seeking transfer to the aforesaid respondent at the time of communication of this order.

The writ petition stands disposed of.

Urgent certified photocopy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

**(Amrita Sinha, J.)**