

03.10.2024
Item No.35
RP
Ct. No.18

WPA 21531 of 2024
Ajijul Haque & Ors.
Vs.
State of West Bengal & Ors.

Mr. Ekramul Bari
Mr. Syed Mansur Ali
Sk. Imtiajuddin
.....for Petitioners
Mr. Manoj Kumar Mondal
.....for State

The writ petition is taken up for consideration in presence of the learned advocate representing the parties.

Mr. Bari, learned advocate representing the petitioners submits that deficit court fee in connection with thirteen petitioners has been put in and in support of the same, documents have been filed today and the same is taken on record.

The matter relates to granting of 3% additional increment in favour of the petitioners who are presently working as Headmasters in different Higher Secondary Schools. There are fourteen petitioners who have approached this court together.

During the course of hearing, the learned advocate appearing on behalf of the petitioners has relied upon the judgment of a co-ordinate Bench dated 20th March, 2024

passed on a writ petition WPA 15523 of 2019 (Md. Kabir & Ors. vs. State of West Bengal & Ors.).

According to the petitioners, the issue has been set at rest by the co-ordinate Bench by giving necessary directions with regard to sanctioning of 3% additional increments in favour of the incumbents who are manning the posts of Headmaster in a government aided recognized Higher Secondary Schools.

State respondents are represented by learned advocate who submits that the issue may be relegated to the Joint Secretary School Education Department, Government of West Bengal for taking decision based on the observations made by the coordinate Bench in the judgement dated 20th March, 2024.

Having considered the submissions made on behalf of the parties, the writ petition stands disposed of directing the Joint Secretary, School Education Department, Government of West Bengal to decide the claim of the petitioners relating to grant of 3% additional increment for manning the post of Headmaster in government recognized aided higher secondary schools by twelve weeks from the date of communication of this order after granting opportunity of hearing to one representative of the petitioners.

The reasoned decision shall be passed by the Joint Secretary, School Education Department, Government of West Bengal and the same shall be communicated to the petitioners by one week thereafter.

While taking decision the Joint Secretary, School Education Department shall rely upon the observations made by the coordinate Bench in the judgement dated 20th March, 2024 passed in the writ petition being WPA 15523 of 2019.

Leave is granted to the learned advocate representing the petitioners to amend the cause title of the writ petition and add the Joint Secretary, School Education Department, Government of West Bengal as additional respondent in course of this day.

However, service of notice upon the additional respondent stands dispensed with since the state respondents are represented by the learned advocate.

With the above observations, the writ petition being WPA 21531 of 2024 is disposed of.

There shall be no order as to costs.

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

(SAUGATA BHATTACHARYYA, J.)