

September 18, 2024
Sl. No.58
Court No.18
s.biswas

WPA 22940 of 2024

Krishna Mahata
vs.
The State of West Bengal and others

Mr. Ujjal Ray
Mr. Arpa Chakraborty
Mr. Sk. Abdur Rahim

... for the petitioner

Ms. Parna Roy Chowdhury
Mr. Aniruddha Sen

... for the State respondents

Mr. Sourav Mitra

... for the Central School Service Commission

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 between the present school of the
petitioner and her place of residence.

It has been submitted by the learned advocate
representing the petitioner that transfer application
of the petitioner was processed by the school
authority and forwarded to the concerned District
Inspector of Schools. The concerned District
Inspector of Schools in his turn has taken necessary
steps and forwarded the same to the West Bengal
Central School Service Commission on 1st April,
2022 but till date no steps have been taken by the
Commission to decide the transfer application.

Respondents are represented by the learned
advocate who have submitted that due to suspension
of Portal with effect from 29th September, 2022,

decision could not be taken on the transfer application of the petitioner.

However, it is further submitted on behalf of the Commission that if direction is given, concerned authority of the Commission shall decide transfer application of the petitioner in accordance with law.

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 the respondent no.2 to decide the transfer application of the petitioner by eight weeks from the date of communication of this order and the decision shall be communicated to the petitioner by one week thereafter.

It is made clear that suspension of portal shall not be a ground for rejecting transfer application of the petitioner.

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.)