

W.P.A. 24090 of 2024

Sk. Ikbāl Islam
Vs.
The State of West Bengal & Ors.

Mr. Sudip Ghosh Chowdhury
Ms. Shreyeta Mitra

..for the petitioner

Ms. Koyeli Bhattacharyya
Mr. Bibek Dutta

...for the WBBSE

Mr. Sunit Kumar Roy

...for the SSC

Mr. Diptendu Narayan Banerjee
Mr. Rupannita Laha

...for the State

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

Matter relates to transfer of the petitioner since
wife of the petitioner is suffering from ailment. An
application for transfer on medical ground was made on
Utsashree Portal on 5th July, 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 1st September, 2022. Grievance

of the petitioner is in spite of receipt of transfer application far back on 1st September, 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.)