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27.11.2024
Ct. No. 18
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W.P.A. 25332 of 2024

Biplab Pal
Vs.
The State of West Bengal & Ors.

Mr. Anindya Bose
Mr. Santanu Maji
..for the petitioner

Mr. Sahabuddin Sardar
Mr. Murari Chakraborty
...for the State

Mr. Sunit Kumar Roy
...for the SSC

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 preferred
on Utsashree Portal on 29th October, 2021 and the
school authority where petitioner is presently working on
processing the transfer application forwarded through
portal to the concerned District Inspector of Schools (SE)
for taking further steps. The District Inspector of Schools
in his turn on completing formalities forwarded transfer
application of the petitioner to the West Bengal Central
School Service Commission for taking final decision on
17th November, 2021. Grievance of the petitioner is in
spite of receipt of transfer application through portal by
the West Bengal Central School Service Commission till

date no decision has been taken on transfer application of the petitioner.

Respondents are represented by learned advocates who have submitted jointly that due to suspension of Utsashree Portal contemporaneous decision could not be taken on transfer application of the petitioner.

However, it has been submitted on behalf of Commission if appropriate authority of the Commission is directed transfer application of the petitioner shall be decided in accordance with law.

Having considered the respective 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 transfer application of the petitioner by 8 (eight) weeks from the date of communication of this order and the decision to be communicated to the petitioner by 1 (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.)