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18.11.2024
Ct. No. 18
adeb

W.P.A. 26274 of 2024

**Manas Kumar Bera
Vs.
The State of West Bengal & Ors.**

Mr. Sudip Ghosh Chowdhury
Ms. Shreyeta Mitra
..for the petitioner

Ms. Koyeli Bhattacharyya
Mr. Bibek Dutta
Ms. Keya Panja
...for the WBBSE

Mr. Sunit Kumar Roy
...for the SSC

Md. Manuwar Ali
Mr. Sandipan Maity
...for the State

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

Matter relates to transfer of the petitioner since
child of the petitioner is suffering from ailment. Petitioner
made application for transfer on 10th August, 2021 on
Utsashree Portal and same was forwarded by the school
authority where petitioner is presently serving, to the
concerned District Inspector of Schools (SE) through
portal. The District Inspector of Schools (SE) in his turn
has completed the formality and forwarded the transfer
application to the West Bengal Central School Service
Commission on 8th October, 2021 for taking final
decision. Grievance of the petitioner is in spite of receipt
of transfer application far back on 8th October, 2021 no

decision has been taken by the concerned authority of the Commission on considering transfer application.

Respondents are represented by learned advocates who have submitted that due to suspension of Utsashree Portal with effect from 29th September, 2022 transfer application could not be decided contemporaneously.

However, it has been submitted on behalf of Commission if concerned authority of the Commission is directed transfer application of the petitioner shall be decided 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 respondent no. 3 to decide the transfer application of the petitioner by 8 (eight) weeks from the date of communication of this order and decision to 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.)