

14.11.2024
Court No. 18
Item No. 08
(Suvendu)

WPA 26675 of 2024

Munmun Biswas (Sarkar)
-Versus-

The State of West Bengal & Ors.

Mr. Kamalesh Bhattacharyya
Mr. Bidhan Biswas
.....for the petitioner

Mr. Kanak Kiran Bandyopadhyay
.....for the WBCSSC

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

Mr. Mokaram Hossain
.....for the State

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

Matter relates to transfer of the petitioner
since husband of the petitioner is suffering from
ailment.

Learned advocate representing the
petitioner submits that an application seeking
transfer made on Utshasree portal on 15th
February, 2022 and 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. It is also submitted that

on obtaining medical certificate from the concerned Chief Medical Officer of Health, concerned District Inspector of Schools (SE) has forwarded the transfer application to the Commission on 12th April, 2022.

Grievance of the petitioner is in spite of receipt of transfer application by the Commission far back on 12th April, 2022, till date concerned authority of the Commission has not taken any decision on the transfer application.

Learned advocates representing the respondents have jointly submitted that contemporaneously decision on transfer application of the petitioner could not be taken due to suspension of Utshasree portal with effect from 29th September, 2022.

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

In view of submissions made on behalf of the parties, the writ petition stands disposed of by directing the Chairman, West Bengal Central School Service Commission to take decision on transfer application of the petitioner by eight

weeks from date of communication of this order in accordance with law and the decision to be taken by the Chairman, West Bengal Central School Service Commission shall be communicated to the petitioner by one week thereafter.

However, transfer application of the petitioner shall not be rejected on the ground of suspension of Utshasree portal.

There shall be, however, no order as to costs.

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

(Saugata Bhattacharyya, J.)