

23.09.2024
Court No. 2
Sl. No.19
AGM

**Calcutta High Court
In the Circuit Bench at Jalpaiguri
Appellate Jurisdiction**

W.P.A. 1901 of 2024

**Malay Kumar Barman
-versus
State of West Bengal & Ors**

**Mr. Sudip Ghosh Chowdhury.
...For the Petitioner.**

**Mr. Sunit Kumar Roy.
Mr. Subhasish Misra.
...For the SSC.**

**Mr. Subir Kumar Saha. A.G.P.
Ms. Patralekha Chowdhury.
... For the State.**

The petitioner's application seeking transfer on account of medical ground of his child is pending consideration at the end of the respondent authority.

On a perusal of the documents annexed to the writ petition, it appears that the writ petitioner applied before teacher-in-charge of the subject school for transfer.

The said application is yet to be forwarded to the District Inspector of Schools.

None represents the school authority.

Without the application being forwarded to the District Inspector of Schools, the State respondents will not be in a position to act.

In view of the above, the teacher-in-charge, Jaydevpur Junior High School being the respondent no. 5 herein is directed to forward the application filed by

the petitioner seeking transfer to the District Inspector of Schools (Secondary Education), Alipurduar to take necessary follow up steps in response to the application seeking transfer in accordance with law.

The report from the Medical Board shall be obtained by the District Inspector of Schools.

In the event, the aforesaid respondent is of the opinion that the petitioner may be transferred, then necessary consequential steps shall be taken in the matter.

The Schools is directed to forward the application of the petitioner to the District Inspector of Schools at the earliest but positively within a period of seven days from the date of communication of this order.

The District Inspector of Schools shall proceed to dispose of the application within a period of twelve weeks thereafter.

The writ petition stands disposed of.

Urgent certified photocopy of this order, if applied for, be supplied to the parties upon compliance of usual legal formalities.

(Amrita Sinha, J.)