

24 12.02.2025
rkd Ct.18

W.P.A. 1140 of 2025

Ruhidas Banik

-vs-

The State of West Bengal & Ors.

Mr. Shuvro Prakash Lahiri,
Mr. Rajesh Naskar,
Mr. Ankan Mondal

....for the petitioner.

Mr. Kanak Kiran Bandyopadhyay

....for the WBBCS.

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

Matter relates to transfer of the petitioner
on general ground.

It has been submitted by the learned
advocate representing the petitioner that the
application was made on Utsashree portal lastly on
26th March, 2022 seeking transfer on general
ground which was processed by the school
authority where petitioner is presently working and
forwarded the same to the concerned District
Inspector of Schools (SE). The concerned District
Inspector of Schools (SE) in his turn has processed
the transfer application of the petitioner and
forwarded the same to the office of the West Bengal
Central School Service Commission through portal
on 27th March, 2022 for taking final decision.

The grievance of the petitioner is in spite of receipt of transfer application far back on 27th March, 2022 till date no decision has been taken by the Commission. Petitioner prays for direction upon the Commission to decide his transfer application.

Mr. Bandyopadhyay, learned advocate representing the Commission submits that due to suspension of Utsashree portal with effect from 29th September, 2022 contemporaneous decision could not be taken.

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

Having considered the submissions made on behalf of the parties, the writ petition stands disposed of directing the Chairman, West Bengal Central School Service Commission being respondent no.4 to decide the transfer application of the petitioner in accordance with law by eight weeks from the date of communication of this order.

The decision to be taken by the respondent no.4 shall be communicated to the petitioner by ten days thereafter.

However, it is made clear that suspension of Utsashree portal shall not be a ground for rejecting the transfer application of the petitioner.

There shall be no order as to costs.

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

(Saugata Bhattacharyya, J.)