

**19.02.2025**  
Court No. 18  
Item No. 13  
(Suvendu)

**WPA 2406 of 2025**

Sunirmal Mandal  
-Versus-

The State of West Bengal & Ors.

Mr. Sakti Pada Jana  
Mr. Subhajyoti Das  
Mrs. Sudipta Pramanik  
.....for the petitioner

Mr. Biswabrata Basu Mallick, Ld. AGP  
Ms. Parna Roy Choudhury  
.....for the State

Mr. Sunit Kumar Roy  
.....for the WBCSSC

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

By presenting this writ petition, prayer is  
made for consideration of previous transfer  
application dated 19<sup>th</sup> February, 2022 made by  
the petitioner on portal on the ground of  
distance.

However, on perusal of a document at  
page 44 of the writ petition, it appears that  
petitioner applied for transfer on general ground  
on 19<sup>th</sup> February, 2022. Said transfer  
application was forwarded by the school  
authority where petitioner is serving to the  
concerned District Inspector of Schools for  
taking steps. The District Inspector of Schools

(SE), Bankura on 8<sup>th</sup> March, 2022 returned the transfer application dated 19<sup>th</sup> February, 2022 to the school authority since it was found that notification dated 3<sup>rd</sup> January, 2022 being no. 10-SE was applicable considering the number of teachers available in the school that was five or less than five. School authority of the petitioner subsequently on 17<sup>th</sup> March, 2022 sent back the application to the petitioner. Petitioner accepted the decision taken by the authorities, whereby transfer application of the petitioner dated 19<sup>th</sup> February, 2022 was refused to be considered, without questioning such decision by taking necessary steps in accordance with law. Subsequently, petitioner made application on 22<sup>nd</sup> March, 2022 on portal seeking transfer on medical ground which was withdrawn by the petitioner on 6<sup>th</sup> April, 2022. It is submitted by learned advocate representing the petitioner that disease indicated in the transfer application was not specified disease in terms of the relevant transfer rules.

Now, petitioner prays for revival of his previous transfer application dated 19<sup>th</sup> February, 2022 which at this stage is found to be impermissible since petitioner accepting the decision of the concerned respondent authorities

refusing to process the said transfer application dated 19<sup>th</sup> February, 2022, made subsequent transfer application on 22<sup>nd</sup> March, 2022 on different ground that is medical ground.

Hence, writ petition stands dismissed.

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 undertaking.

**(Saugata Bhattacharyya, J.)**