

22.09.2025

WPA 4417 of 2025

**Pratima Bagchi
Vs.
The State of West Bengal & Ors.**

Mr. Sudip Ghosh Chaudhury
Ms. S. Mitra
Ms. P. Biswas

... ... for the petitioner

Mr. Sk. Mujibar Rahman
Mr. Raja Biswas

... ... for the State

Mr. Arindam Chattopadhyay
Mr. Soumik Dey

... ... for the DPSC, Nadia

Mr. Ratul Biswas
Mr. Kaushik Chowdhury

... ... for the WBBPE

Affidavit of service filed in Court be kept with the
record.

The petitioner claims an intra-district transfer
from one school to another school on medical ground.
The petitioner has submitted her Online Transfer
Application at page 15 to the writ petition, but the same
has not been considered.

In view of the above, the respondent No.3 upon
issuing a prior hearing notice of at least seven days to
the petitioner and after granting her an opportunity of
hearing shall dispose of the Online Transfer Application
of the petitioner, page 15, strictly in accordance with
law.

All the procedures laid down under the relevant rules shall be followed strictly for considering the representation.

The entire exercise shall be carried out and completed by the respondent No.3 and/or any other relevant State authority positively within a period of eight weeks from the date of communication of this order and the reasoned order shall be communicated to the petitioner within a period of two weeks from the date of the reasoned order to be passed.

In the event the reasoned order goes in favour of the petitioner, then the appropriate State authority shall take all necessary and consequential steps to give an immediate effect thereto but positively within a period of four weeks from the date of the reasoned order to be communicated to such authority.

It is made clear that, this Court has not gone into the merits of the claim of the petitioner and the petitioner shall be at liberty to urge all points he wishes to raise, by relying upon such records and documents as he may choose to place before the respondent No.3 but not beyond the scope of the said Transfer Application.

It is made clear that, this order shall not create any right or equity in favour of the petitioner if the petitioner does not succeed to his claim before the respondent No.3 strictly in accordance with law.

Since affidavits are not called for, the allegations made in this writ petition are deemed not to have been admitted by the respondents.

With the above observations and directions this writ petition being WPA 4417 of 2025 stands disposed of.

However, there shall be no order as to costs.

Urgent photostat certified copy of the order, if applied for, be given to the parties, upon compliance of all requisite formalities.

(Rajarshi Bharadwaj, J.)