

12.03.2025
Item No.05, DL
Court No.19
AJ.

**IN THE HIGH COURT AT CLACUTTA
CONSTITUTIONAL WRIT JURISDICTION**

W.P.A. 4582 of 2025

Arkaprava Paul

-Vs-

The State of West Bengal & Ors.

Mr. Souri Ghosal,
Mr. Subhojit Mukherjee.
.....for the Petitioner.

Mr. Wasim Ahmed,
Sk. Md. Masud.
.....for the State.

Affidavit-of-service filed on behalf of the
petitioner be kept with the record.

The mother of the petitioner was an
Assistant Teacher of a Primary School under
Malda District Primary School Council, District :
Malda, she died-in-harness on November 02,
2016. The petitioner being the only son of the
deceased teacher had applied for compassionate
appointment.

The Chairman, Malda District Primary
School Council, the respondent no.5 herein by the
impugned Memorandum bearing no.2668/
MDPSC/19/129/DH/MLD/19 dated October 17,
2019 has rejected the said prayer of the petitioner
holding that the total monthly income of the
family of the deceased teacher is more than the
gross salary of a Group-D Staff of the State
Government.

Learned Advocate for the petitioner submits that the father of the petitioner was the family pensioner but on his death the said pension since has been stopped, the Authority may be directed to reconsider the prayer of the petitioner for compassionate appointment.

Under such changed circumstances, the petitioner is permitted to apply before the respondent no.5 for reconsideration of his prayer for compassionate appointment and if such an application is made, the said respondent is directed to consider the same in accordance with law.

WPA 4582 of 2025 is, thus, disposed of without any order as to costs.

Since no affidavit has been invited, the allegations made in the writ petition are deemed to have been denied by the respondents.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Biswajit Basu, J.)