

05 17.03.2025
rkd Ct.18

W.P.A. 5114 of 2025

Srijani Chakraborty

-vs-

The State of West Bengal & Ors.

Mr. Sakti Pada Jana,
Ms. Sudipta Pramanik

....for the petitioner.

Mr. Ayan Banerjee,
Ms. Tanuja Basak

....for the State.

Mr. Kanak Kiran Bandyopadhyay

....for the WBCSSC.

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

Matter relates to transfer of the petitioner
since she is suffering from gynecological disorder.

In support of the same one medical report
has been furnished by the Chief Medical Officer of
Health, Uttar Dinajpur which is at page 32 of the
writ petition.

It has been submitted by the learned
advocate representing the petitioner that the
application was made on Utsashree portal on 21st
August, 2022 seeking transfer on medical 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) on 24th August, 2022 for taking further steps. 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 13th September, 2022 for taking final decision.

The grievance of the petitioner is in spite of receipt of transfer application far back on 13th September, 2022 till date no decision has been taken by the Commission.

Respondents are represented by learned advocates who have submitted jointly 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.5 to decide the transfer application

of the petitioner in accordance with law by six weeks from the date of communication of this order.

The decision to be taken by the respondent no.5 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.)