

22.05.2025

Item no.DL15
Court No. 39

Asraf, A.R.(Ct.)

In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side

Case No. **WPA 5612 of 2025**

In the matter of :
ATANU JANA & OTHERS.
.... Petitioners

VS.

THE STATE OF WEST BENGAL & OTHERS
....Respondents

For the Petitioners :
Mr. Dilip Kumar Maity
....Advocate

For the Respondent / State :
Ms. Sulagna Bhattacharya
Mr. Sanjay Mukherjee
....Advocates

For the Respondent no.4 :
Mr. Md. Sarwan Jahan
Ms. Mousumi Mitra
Ms. Tapati Sarkar
....Advocates

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

The writ petition is filed seeking direction upon
the respondent authorities, particularly, respondent
no.4 being the Mission Director, Paschim Banga Rajya
Sishu Shiksha Mission, Government of West Bengal for
expeditious disposal and consideration of the prayer of
“Inter-district Mutual Transfer” between the petitioner
nos.1 and 2 as per annexure “P6” and “P7” respectively
as well as individual claim of “Inter-District Transfer” of
the petitioner nos.3 and 4 as per annexure “P8” and
“P9” respectively.

The petitioners contend that they were appointed as “Samity Education Officer” by the District Nodal Officer. The petitioner nos.1 and 2 made representations for “Inter-district Mutual Transfer” and petitioner nos.3 and 4 applied for “Inter-District Transfer”. However, the same has yet not been considered. Hence, this writ petition.

Learned advocate appearing for the petitioner submits that the matter may be relegated to the respondent no.4 to consider the transfer applications of the petitioners.

Mr. Jahan, learned advocate representing the respondent no.4 submits that direction may be issued upon the respondent no.4 for taking necessary steps with regard to the transfer applications of the petitioners.

Learned advocate appearing for the State also submits in the similar fashion.

Through this writ petition, the petitioners seek inter-district mutual transfer and inter-district transfer respectively. The question regarding the appropriate transferring authority for the petitioners appears to be addressed by a judgment of this Court in WPA 3120 of 2023 (*Ashim Tarafdar & Ors. Vs. The State of West Bengal and Ors.*), wherein a Co-ordinate Bench directed the Chief Secretary of the Government of West Bengal to

nominate an officer to adjudicate on the petitioners' application based on its own merits.

Accordingly, the Mission Director of the Paschimbanga Rajya Shishu Shiksha Mission was nominated by the Chief Secretary to evaluate the transfer application of a Samity Education Officer.

In the light of the aforementioned facts, the writ petition is disposed of with a direction upon the respondent no.4, the Mission Director, Paschim Banga Rajya Sishu Shiksha Mission, Government of West Bengal to consider the transfer applications of the petitioners filed before the Commissioner, Directorate Panchayat & Rural Development Department, West Bengal, Jessop Building, 63 N. S. Road, Kolkata 700001 within a period of six weeks from the date of communication of this order, in accordance with law.

Petitioners are directed to communicate this order to the respondent no.4, the Mission Director, Paschim Banga Rajya Sishu Shiksha Mission, Government of West Bengal.

Accordingly, the instant writ petition being **WPA 5612 of 2025** is **disposed of**.

All parties to act on the basis of server copy of this order duly downloaded from the official website of this Court.

Urgent photostat certified copy of this order, if applied for, be supplied to the parties after completion of all necessary formalities.

(Bivas Pattanayak, J.)