

WPA 8329 of 2025

**Asis Hazra
Vs.
The State of West Bengal & Ors.**

Mr. Sudip Ghosh Chowdhury
Ms. S. Mitra
Ms. D. Chakraborty
Ms. P. Biswas

... ... for the Petitioner

Mr. Saibal Acharyya
Mr. Tanweer Jamil Mandal

... ... for the DPSC, Purba Burdwan

Affidavit of service filed today be kept with
the record.

The petitioner claims intra-district transfer
from one school to another school on medical
ground. The petitioner has submitted his
representation dated January 25, 2024 at page 38
to the writ petition, but the same has not been
considered.

In view of the above, the respondent no.4
upon issuing a prior hearing notice of at least seven
days to the petitioner and after granting him an
opportunity of hearing shall dispose of the
representation dated January 25, 2024 strictly in
accordance with law.

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

The entire exercise shall be carried out and completed by the respondent no.4 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 she wishes to urge by relying upon whatever records and documents she wishes to rely upon before the respondent no.4 but not beyond the scope of the said representation dated January 25, 2024.

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.4 strictly in accordance with law.

The Writ petition being WPA 8329 of 2025 is accordingly disposed of.

There will be no order as to costs.

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

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

(Rajarshi Bharadwaj, J.)