

12.06.2025
Court No. 18
Item No. 31
(Suvendu)

WPA 10460 of 2025

Pradip Mondal
-Versus-

The State of West Bengal & Ors.

Mr. Sudip Ghosh Chowdhury
Ms. Shreyeta Mitra
Ms. Deblina Chakraborty
Ms. Pritha Biswas
.....for the petitioner

Mr. Kanak Kiran Bandyopadhyay
.....for the WBCSSC

Mr. Tarun Kumar Ghosh
Ms. Ratna Das
.....for the State

Ms. Koyeli Bhattacharyya
Mr. Bibek Dutta
Ms. Keya Panja
....for the WBBSE

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

Petitioner made transfer application on
Utshasree portal on 13th September, 2022 since wife
of the petitioner was suffering from gynecological
disorder. It is submitted on behalf of the petitioner
that transfer application of the petitioner was
forwarded by the concerned school authority to the
District Inspector of Schools (SE), Paschim
Bardhaman being respondent no. 5 on 24th

September, 2022 but subsequently respondent no. 5 has not taken any step.

State respondents, West Bengal Board of Secondary Education and West Bengal Central School Service Commission are represented by learned advocates.

Having considered the submissions made on behalf of the parties, respondent no. 5 is directed to obtain medical report from the concerned Chief Medical Officer of Health/ Medical Board on medical examination of wife of the petitioner by four weeks from date of communication of this order. In the medical report considering nature of ailment of wife of the petitioner concerned Chief Medical Officer of Health/ Medical Board is required to opine whether wife of the petitioner requires constant care and supervision or not. If medical report justifies transfer of the petitioner, respondent no. 5 shall forward transfer application of the petitioner along with medical report to the Chairman, West Bengal Central School Service Commission being respondent no. 4 by fortnight thereafter. On receipt of transfer application and medical report, respondent no. 4 shall decide the transfer application in accordance with law by six weeks thereafter. Decision to be taken by respondent no.

4 shall be communicated to the petitioner by ten days thereafter.

Writ petition stands disposed of, without any order as to costs.

However, transfer application of the petitioner shall not be rejected on the ground of suspension of Utshasree portal.

Urgent photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

(Saugata Bhattacharyya, J.)