

W.P.A. 11165 OF 2025

Md. Taijul Islam
Vs.
The State of West Bengal & Others

Mr. Sakti Pada Jana, Adv.
Mr. Subhajyoti Das, Adv.
Mrs. Sudipta Pramanik, Adv.

...for the Petitioner

Mr. Santanu Kumar Mitra, Sr. Govt. Adv.
Mr. Amartya Pal, Adv.

...for the State

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

Petitioner by presenting this writ petition, *inter alia*, has prayed for sanction of three (3) per cent additional increment for manning the post of Headmaster in higher secondary school.

Learned advocate representing the petitioner has relied upon the judgment of the Hon'ble Division Bench passed on an *intra-Court* appeal being ***MAT 1002 of 2022 (The State of West Bengal & Anr. vs. Sri Kali Sadhan Bhattacharjee @ Bhattacharyya & Ors.)***. He also relied upon a judgment dated 15th January, 2024 passed by a Co-ordinate Bench on a writ petition being ***WPA 6217 of 2021 (Subir Kumar Ghosh vs. The State of West Bengal & Ors.)***.

State respondents are represented by learned advocates.

Learned advocates representing the parties have jointly submitted that petitioner has made a

representation dated 7th April, 2025 and same is pending consideration before the Commissioner of School Education, West Bengal being respondent no.3.

Having considered the issue involved in this writ petition, this Court finds that no useful purpose would be sub-served in keeping this writ petition pending.

Respondent No.3 is directed to decide the representation of the petitioner dated 7th April, 2025 claiming three (3) per cent additional increment for manning the post of Headmaster in an upgraded higher secondary school within a period of twelve (12) weeks from the date of communication of this order after granting opportunity of hearing to the petitioner or his representative. Decision to be taken by the respondent no.3 shall be communicated to the petitioner by fortnight thereafter.

While taking such decision, respondent no.3 shall follow the ratio of **Sri Kali Sadhan Bhattacharjee (supra)** as decided by the Hon'ble Division Bench *vide* judgment dated 3rd December, 2024 and the ratio of **Subir Kumar Ghosh (supra)** as decided by the Co-ordinate Bench *vide* judgment dated 15th January, 2024.

Learned advocate for the petitioner is directed to communicate this order to the respondent no.3 enclosing representation dated 7th April, 2025 by seven (7) days from date.

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

Urgent photostat certified copy of the order, if applied for, be given to the parties, upon usual undertakings.

(Saugata Bhattacharyya, J.)