

05.02.2025

Item No.18

Ct.19

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**IN THE HIGH COURT AT CALCUTTA  
CONSTITUTIONAL WRIT JURISDICTION**

**WPA 17363 of 2024**

**Pranabesh Samanta**

**-Vs-**

**The State of West Bengal & Ors.**

Ms. Rama Halder

.... for the Petitioner.

Mr. Gourav Das

....for the State.

Mr. Bibek Dutta

.....for the WBBSE.

Dr. Sutanu Kr. Patra,

Ms. Supriya Dubey

.....for the WBCSSC.

Affidavit-of-service filed on behalf of the petitioner  
be kept with the record.

The petitioner had participated in the 12<sup>th</sup>  
Regional Level Selection Test, 2011 for appointment in  
the post of Assistant Teacher but was unsuccessful.

The petitioner, after a long legal battle, could get  
the appointment in the post for which he had applied  
for, his appointment was approved with effect from  
January 13, 2024.

The petitioner is now praying seniority and other  
financial benefits with effect from the date when the  
first list of eligible candidates in relation to the said  
selection test was published.

Ms. Halder, learned advocate for the petitioner  
submits that similarly placed teachers have already  
been given the benefits which the petitioner is now  
praying, in support of her such contention, she refers

to the order of the Principal Secretary, School Education Department bearing Memo no. 763-SE(Law)/SL/5S-273/2021 dated June 23, 2022.

It appears from the said order dated June 23, 2022 that in compliance with an order passed in WPA 12722 of 2021, the said Principal Secretary had disposed of a representation of a teacher who appears to be similarly placed with the petitioner by allowing incremental benefits to the said teacher, notionally with effect from November, 2013 and forwarded the claim of the said teacher for grant of consequential monetary benefit to the Finance Department, Government of West Bengal for consideration.

A comprehensive representation of the petitioner dated June 10, 2024 praying similar relief is pending consideration before the said Principal Secretary. The said representation forms part of the writ petition being Annexure – 'P7' to the writ petition.

The said authority is directed to consider and dispose of the said representation in accordance with law, taking into consideration of the aforementioned Memo dated June 23, 2022, and if necessary, after giving the petitioner an opportunity of hearing.

Entire exercise in this regard is required to be completed within a period of eight weeks from the date of filing of such representation.

W.P.A. 17363 of 2024 is disposed with the above terms of without any order as to costs.

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

Parties to act on the server copy of this order duly downloaded from the official *website* of this Court.

Urgent photostat certified copies of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

**(Biswajit Basu, J.)**