

WPA 16536 of 2025

**Koustav Chatterjee
Vs.
The State of West Bengal & Ors.**

Mr. Somesh Kumar Ghosh
... .. for the petitioner
Mr. Saibal Acharya
Ms. Sipra Saha
... .. for the State
Mr. B. P. Vaisya
Mr. P. Bhattacharyya
... .. for the DPSC, North 24 Parganas

Affidavit of service filed in Court today is kept with the record.

By presenting this writ petition, petitioner has claimed sanction of 'A' category scale of pay upon giving credence to B.Ed. qualification, which petitioner is possessing. In support of such contention, reliance is placed on the judgment of the Hon'ble Division Bench dated 30th July, 2024 passed on intra-court appeal being MAT 1038 of 2024 (Waliur Rahaman & Ors. vs. The State of West Bengal & Ors.).

It is submitted on behalf of the petitioner that when similarly circumstanced other candidates who are working as primary teachers are getting 'A' category scale of pay in consideration of their B.Ed. qualification, why the petitioner will be deprived of 'A' category scale of pay.

Respondents are represented by learned advocates who have opposed the prayer of the petitioner since according to the respondents for getting 'A' category scale

of pay candidate is required to obtain D.EL.Ed. qualification or six months Bridge Course is to be completed to become eligible for receiving 'A' category scale of pay.

Paragraph 13 of the order of the Hon'ble Division Bench dated 30th July, 2024 discloses a situation where similarly circumstanced candidates were sanctioned 'A' category scale of pay though they did not complete six months Bridge Course.

It is also apparent from the submissions made on behalf of the parties that modality of six months Bridge Course has not yet been formulated by the appropriate authority.

In view of aforesaid situation, petitioner is granted leave to make a representation to the Commissioner of School Education, West Bengal enclosing necessary documents by three weeks from date claiming 'A' category scale of pay. In the event representation is made within the prescribed time before Commissioner of School Education, same shall be decided, in accordance with law, by passing a reasoned order after granting opportunity of hearing to the petitioner or his representative within a period of twelve (12) weeks thereafter. Decision to be taken by the Commissioner of School Education shall be communicated to the petitioner by fortnight thereafter.

The writ petition is disposed of, however, no order as to costs.

Since no affidavit is called for, the allegations made in the writ petition are deemed to have been denied.

The parties shall act in terms of the copy of the order downloaded from the official website of this Court.

(Rajarshi Bharadwaj, J.)