

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
(Appellate Side)

W.P.A. 18477 OF 2025

AZIZ AHMED
VS.
THE STATE OF WEST BENGAL & OTHERS

Mr. Md. Sarwar Jahan, Adv.
Mr. Sk. Nayeemul Haque, Adv.
...for the Petitioner

Mr. Shibashis Banerjee, Adv.
...for the State

Mr. Sunit Kumar Roy, Adv.
...for the W.B.C.S.S.C.

1. Affidavit-of-service filed on behalf of the petitioner is taken on record.
2. Petitioner made an application for transfer on general ground (distance) on 10th December, 2022 on Utsashree portal. After receipt of transfer application school authority where petitioner is presently working forwarded the same to the concerned District Inspector of Schools (S.E.) on 22nd December, 2022. On receipt of transfer application District Inspector of Schools (S.E.) processed the same and forwarded it through portal to the West Bengal Central School Service Commission on 3rd January, 2023 for taking final decision.
3. Grievance of the petitioner is in spite of receipt of transfer application far back on 3rd January, 2023 the Commission has not decided the transfer application finally.

4. State respondents and West Bengal Central School Service Commission are represented by learned advocates who have jointly submitted that due to suspension of portal with effect from 29th September, 2022, contemporaneous decision could not be taken on transfer application of the petitioner.
5. On behalf of West Bengal Central School Service Commission, it is submitted that if concerned authority is directed, transfer application of the petitioner shall be decided, in accordance with law.
6. Having considered the respective submissions made on behalf of the parties, writ petition stands disposed of directing the Secretary, West Bengal Central School Service Commission to decide the transfer application of the petitioner by six (6) weeks from the date of communication of this order. Decision to be taken by the Secretary, West Bengal Central School Service Commission shall be communicated to the petitioner by ten (10) days thereafter.
7. Leave is granted to the learned advocate representing the petitioner to amend the cause title of this writ petition and add Secretary, West Bengal Central School Service Commission as additional respondent in course of this day. However, service of notice upon the

additional respondent stands dispensed with since the Commission is represented today.

8. It is made clear that transfer application shall not be rejected on the ground of suspension of portal.
9. Urgent photostat certified copy of the order, if applied for, be given to the parties, upon usual undertakings.

(Saugata Bhattacharyya, J.)