

4th August, 2025

Item no. ML 51
Court No. 08

Asraf, A.R.(Ct.)

In the High Court at Calcutta
Constitutional Writ Jurisdiction
Appellate Side

Case No. **WPA(P) 535 of 2022**

In the matter of :

PRIYANKA DUBEY TIWARI

.... Petitioner

VS.

THE STATE OF WEST BENGAL & ORS.

....Respondents

For the Petitioner :

Mr. Arindam Chattopadhyay
Mr. Soumik Dey
Ms. Rika Das

....Advocates

For the Respondents / State :

Mr. Jahar Lal De, Addl. Govt. Pleader
Mr. Shamim-ul-Bari

....Advocates

1. In this Public Interest Litigation, the petitioner has himself pleaded in Paragraph 3 of the writ petition that petitioner is a social worker and has a good relation with the teaching and non-teaching staffs of Hazinagar Adarsh Hindi Vidyalaya. More particularly, father-in-law of petitioner was assistant teacher of the said school and uncle-in-law is the in-charge of morning session of the school. However, petitioner's father-in-law is no more.
2. In order to substantiate the allegations, the petitioner has placed reliance on a communication dated 05.04.2021 being Annexure P-2 wherein one Shambhu Kumar Yadav has expressed certain displeasures in relation to functioning of the mid-day meal programme. However, a careful reading

of this representation does not throw any light about any allegation of misappropriation.

3. Another representation is dated 12th April, 2021 being Annexure P-3 herein whereby one Priyanka Dubey (Tiwari) preferred a representation regarding allegations of improper distribution of mid-day meal and misconduct, misdeed, corruptions and defalcation etc. This representation shows that against President certain criminal cases are instituted which is evident from perusal of paragraph 6 of this complaint.
4. As noticed above, the petitioner and his family members have deep interest in the functioning of the school and his relatives are deeply associated with the school. Thus, it appears that petitioner is projecting the grievance against certain individuals by way of this Public Interest Litigation. We are not inclined to entertain this writ petition for this reason alone.
5. Apart from this, the communications being Annexure P-2 and P-3 were submitted by other persons and petitioner appears to be canvassing their grievance through this PIL. Thus, we are not inclined to invoke our discretionary jurisdiction under Article 226 of the Constitution of India.

6. This public interest litigation is accordingly dismissed.
7. This order will not come in the way of the person aggrieved who approached the appropriate forum.
8. All parties shall act on the basis of server copy of this order duly downloaded from the official website of this Hon'ble High Court.
9. Urgent Photostat certified copy of this order, if applied for, be supplied to the parties expeditiously after complying with all requisite formalities.

(Sujoy Paul, J.)

(Smita Das De, J.)