

26-11-2025
Item No.69
PRADIP
AR(C)

IN THE HIGH COURT AT CALCUTTA

Constitutional Writ Jurisdiction
Appellate Side

WPA No.26327 of 2025

Nityananda Hazra

-vs-

State of West Bengal & Ors.

Mr. Kanailal Samanta

...for the petitioner

Mr. Rabindra Nath Pal

Mr. Kaustav Bhattacharyya

...for the State

1. Affidavit of service filed in court be taken on record.
2. The petitioner seeks additional increment on account of his joining the upgraded school in terms of the Memorandum No.30-SE(B)/5B-1/2009 dated 10th February 2010 and the Government Order dated 4th December 2014.
3. Withdrawal of the aforesaid Government Order dated 4th December 2014 by the subsequent order of the Joint Secretary (Secondary), School Education Department, Secondary Branch dated 22nd March 2017 has been set aside by the Court on 15th January 2024 in WPA No.6217 of 2021.
4. It appears that the petitioner is yet to apply for release of the additional increment.
5. In view of the above, the instant writ petition is disposed of with the observation that it will be open for the petitioner to apply before the Commissioner of School Education, West Bengal for grant of additional increment in terms of the memorandum dated 10th February 2010 and 4th December 2014.

6. A decision shall be taken by the authority in accordance with law and in line with the order passed by the Court at the earliest but positively within a period of eight weeks from the date of communication of this order.
7. If the prayer of the petitioner is allowed, then necessary consequential steps shall be taken by the aforesaid authority.
8. Learned counsel for the petitioner shall forward a copy of all relevant notifications and judgments of this Court at the time of forwarding the application for grant of additional increment.
9. All parties are to act on the server copy of this order duly downloaded from the official website of this Court.
10. Certified copy of this order, if applied for, shall be made available to the parties.

[Amrita Sinha, J]

