

21.5.2025
Ct.25,sl.22,
sk

WPA 27735 of 2022

Biva Rani Mondal -vs- The State of West Bengal & Ors.

Mr. Ujjal Ray
Mr. Soumen Mukherjee
...for the petitioner.

Mr. Sunit Kr. Roy ...for the WBCSSC.

1. Affidavit of service filed by the petitioner is taken on record.
2. The petitioner being the Assistant Teacher of the school is aggrieved that her application for transfer, in terms of the General Rules of transfer, though has been recommended by the CMOH concerned and forwarded to the end of the respondent District Inspector of Schools and pending since March 7, 2022, the same is yet to be considered by the said respondent.
3. It appears from record that the petitioner's application dated February 11, 2022, for transfer is on the self medical ground.
4. None appears for the State respondent in spite of service of notice. Hence, the matter is taken up for adjudication in absence of the State respondent.
5. Having heard the learned counsels for the parties and having perused the records, this Court finds it proper to dispose of the present writ petition with the following directions:-

- i) Let the District Inspector of Schools (S.E.), Birbhum, after considering the report of CMOH if received forward its recommendation for transfer of the writ petitioner to the West Bengal Central School Service Commission in accordance with law.
 - ii) Let the respondent West Bengal Central School Service Commission take up the application for transfer of the writ petitioner as forwarded to it by the District Inspector of Schools(SE), Birbhum, on March 7, 2022, and consider the same in an appropriate mode (online or off line) and in accordance with law.
 - iii) Let the application of the writ petitioner as above, be decided by the said authority, within a period of twelve weeks from the date of communication of copy of this order and after affording reasonable opportunity of hearing to the writ petitioner, if necessary and communicate the order as passed.
6. The writ petition as above, is disposed of.
7. Since no affidavit is called for in this case, the allegations made in the writ petition, are deemed to have been denied by the respondents.

8. Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Rai Chattopadhyay, J.)