

28.07.2025

WPA 29965 of 2024

**Ujjwal Kumar Deogharia
Vs.
The State of West Bengal & Ors.**

Mr. Sudip Ghosh Chaudhury
Ms. Debalina Chakraborty
Ms. P. Biswas

... .. for the petitioner

Mr. Jahar Dutta
Ms. Indrani Nandi

... .. for the State

Mr. Bhaskar Prasad Vaisya
Mr. Nilay Baran Mandal

... .. for the DPSC, Purulia

Mr. Ratul Biswas
Mr. Kaushik Chowdhury

... .. for the WBBPE

Affidavit of service filed in Court be kept with the
record.

The petitioner claims an intra-district transfer
from one school to another school on medical ground.
The petitioner has submitted his representation dated
3rd December, 2024 at page 20 to the writ petition, but
the same has not been considered.

In view of the above, the respondent No.3, the
Chairman, Purulia District Primary School Council,
upon issuing a prior hearing notice of at least seven
days to the petitioner and after granting him an
opportunity of hearing shall dispose of the
representation dated 3rd December, 2024 strictly in
accordance with law.

All the procedures laid down under the relevant rules shall be followed strictly for considering the representation.

The entire exercise shall be carried out and completed by the respondent No.3, the Chairman, Purulia District Primary School Council and/or any other relevant State authority positively within a period of eight weeks from the date of communication of this order and the reasoned order shall be communicated to the petitioner within a period of two weeks from the date of the reasoned order to be passed.

In the event the reasoned order goes in favour of the petitioner, then the appropriate State authority shall take all necessary and consequential steps to give an immediate effect thereto but positively within a period of four weeks from the date of the reasoned order to be communicated to such authority.

It is made clear that, this Court has not gone into the merits of the claim of the petitioner and the petitioner shall be at liberty to urge all points he wishes to raise, by relying upon such records and documents as he may choose to place before the respondent No.3 but not beyond the scope of the said representation dated 3rd December, 2024.

Since affidavits are not called for, the allegations made in this writ petition are deemed not to have been admitted by the respondents.

With the above observations and directions this writ petition being WPA 29965 of 2024 stands disposed of.

However, there shall be no order as to costs.

Urgent photostat certified copy of the order, if applied for, be given to the parties, upon compliance of all requisite formalities.

(Rajarshi Bharadwaj, J.)