

**CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI
APPELLATE JURISDICTION**

24 22.1.2025
Sc Ct. no. 2

WPA 65 OF 2025

Manoj Kumar Purohit

Vs.

The State of West Bengal & Ors.

Mr. Sudip Ghosh Chowdhury
Ms. Shreyeta Mitra
Mr. Soumyajit Laskar.

....For the Petitioner

Mr. Pretom Das
Mr. Kumar Shantanu.

....For the Respondent
Nos. 1 and 2

Mr. Bikramaditya Ghosh

.... For the Respondent
No. 3

Ms. Shreyeta Mitra, learned Advocate led by Mr. Sudip Ghosh Chowdhury, learned Advocate appears for the petitioner through virtual mode.

Mr. Kumar Shantanu, learned State Advocate led by Mr. Pretom Das, learned State Advocate appears for the respondent nos. 1 and 2.

Mr. Bikramaditya Ghosh, learned Advocate appears for the respondent no.3.

The petitioner claims ***intra-district transfer*** from one school to another school on ***medical ground***. The petitioner has submitted his representation dated ***September 27, 2024*** at ***page 16*** to the writ petition but the same has not been considered.

In view of the above, the respondent no.3 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 **September 27, 2024** strictly in accordance with law.

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

The entire exercise shall be carried out and completed by the respondent no.3 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 urge by relying upon whatever records and documents he wishes to rely upon before the

respondent no.3 but not beyond the scope of the said representation dated **September 27, 2024**.

It is made clear that, this order shall not create any right or equity in favour of the petitioner if the petitioner does not succeed to his claim before the respondent no.3 strictly in accordance with law.

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, **WPA 65 of 2025** stands **disposed of**, without any order as to costs.

Photostat certified copy of this order, if applied for, be furnished expeditiously.

(Aniruddha Roy, J.)