05.10.2026
Sl. Nos. 1026
Ct. No.14
ss

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

W.P.A. 644 of 2026

Suman Chatterjee
Versus
The State of West Bengal & Ors.

Mr. Ramkrishna Bhattacharyya
... for the petitioner

Mr. Sourav Sengupta, (through virtual mode)
... for the State

Mr. Supriyo Chattopadhyay
Ms. Iti Dutta
... for the DPSC, Dakshin Dinajpur

1. By the present writ petition the petitioner seeks direction upon the respondent authorities to allow him to resume his duties in the post of Assistant Teacher upon consideration of the representation of the petitioner dated 7th November, 2025.

2. The petitioner contends that he joined as an Assistant Teacher in Balurghat F.P. School, Balurghat, Dakshin Dinajpur on 22nd September, 2014. While in service the petitioner was implicated in a criminal case being Balurghat Police Station Case No. 142/24 dated 1st March, 2024 under Section 406/420 of the Indian Penal Code. The petitioner was arrested on 23rd May, 2024 and was enlarged on bail on 28th June, 2024. Since the petitioner was detained in custody for more than 48 hours, he was suspended with effect from 24th May, 2024 vide order dated 20th June, 2024 issued by the Chairman, District Primary School Council,

Dakshin Dinajpur. After the petitioner was released on bail, the petitioner made representation before the authority concerned on 17th November, 2025 for withdrawal of the suspension order and permitting him to attend as an Assistant Teacher. However, the same is pending consideration. Hence, this writ petition.

3. Mr. Ramkrishna Bhattacharyya, learned Advocate appearing on behalf of the petitioner submits that the matter be relegated to the appropriate authority for taking a decision on the representation of the petitioner.

4. Learned Advocates for the State as well as District Primary School Council, Dakshin Dinajpur concedes to such submissions.

5. In view of the above submissions, the respondent no.4, Chairman, District Primary School Council, Dakshin Dinajpur is directed to consider and dispose of the representation of the petitioner by passing a reasoned order, in accordance with law, upon notice to the petitioner within a period of six weeks from the date of communication of this order.

6. Learned Advocate for the petitioner is directed to communicate this order to respondent no.4, Chairman, District Primary School Council, Dakshin Dinajpur, for necessary compliance.

7. With the above directions, the writ petition being **WPA 644 of 2026** stands disposed of.

8. Since no affidavits have been called for, the allegation made in the writ petition is deemed to be not admitted.

9. Interim order, if any, stands vacated.
10. All connected applications, if any, stand disposed of.
11. There shall be no order as to costs.
12. All concerned parties shall act in terms of the copy of the order duly downloaded from the official website of this Court.
13. Urgent Photostat certified copy of the order, if applied for, be given to the parties on compliance of all necessary legal formalities.

(Bivas Pattanayak, J.)