

WPA 5446 of 2023

**Abul Hasan
Vs.
The State of West Bengal & Ors.**

Mr. Prahlad Ch. Ghosh
Mr. Subir Hazra

... for the petitioner

Mr. Milan Kumar Maity

... for the State

Mr. Saibal Acharyay
Mr. Sukumar Sarkar

... for the Madrasah

1. The present writ petition is to seek relief that the writ petitioner has been continuously serving as Group D Staff (Peon) in the school for a considerable period but his service is not regularized.
2. Heard the submissions, and perused the records, in view of the innocuous prayer made on behalf of the writ petitioner, the Court is inclined to direct the respondent No.3, the District Inspector of Schools (S.E.), Birbhum to treat the present writ petition as the representation of the writ petitioner and consider his prayer as made therein, after granting him a reasonable opportunity of hearing. The same may be disposed of by the respondent No.3 in the light of the order dated 23.03.2017 passed in W.P. No.11842 (W)/2009 (Abdul Hamid & Ors. Vs. The State of West Bengal & Ors.) as well as order dated July 30, 2014 passed in W.P. No.16868 (W)/2007 (Md. Eyasin Vs. The State of West Bengal & Ors.)

and also order dated 28.09.2022 in WPA 22421 of 2022 by dint of a reasoned order and positively with a period of six weeks from the date of submission of copy of this order, along with copy of the writ petition and the orders as stated above. In view of the above observation, the impugned order dated 17.02.2023 passed by the respondent No.3 is set aside.

3. With the above observations and directions, the writ petition being WPA 5446 of 2023 is disposed of, along with the pending applications, if any.
4. Urgent certified website copy of this order, if applied for, be supplied to the parties upon compliance with all requisite formalities.

(Rai Chattopadhyay, J.)