01.10.2026
Sl. No.13(DL)
Ct. No.14
srm

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

W.P.A. No. 7300 of 2026

Akbar Selim
Versus
The State of West Bengal & Ors.

Mr. Santanu Maji,
Mr. Subhayu Das.
Ms. Debrani Mondal
...for the Petitioner.

Mr. Brijendra Pratap Singh,
Mr. Sourav Sengupta
... for the State.

Mr. Avishek Prasad,
Ms. Shreyasi Manna
... for the DPSC, Malda.

1. Affidavit-of-service filed on behalf of the petitioner is taken on record.

2. By the present writ petition, the petitioner seeks direction upon the respondent authorities to grant intra-district transfer to a school nearby his present place of residence upon consideration of his representation dated 26th February, 2026 on distance ground.

3. The petitioner contends that he joined as an Assistant Teacher in Boroi Junior Basic School under Malda District Primary School Council, District Malda on 19th February, 2021. The petitioner's service has been confirmed with effect from 19th February, 2023. The house of the petitioner is situated about 100 kilometers away from his present place of posting. On 26th February, 2026 the petitioner made a representation before the authority concerned for his transfer on distance ground.

However, the said representation is still pending consideration. Hence, this writ petition.

4. Mr. Santanu Maji, learned Advocate appearing on behalf of the petitioner submits that the matter may be relegated to the appropriate authority for consideration of the representation of the petitioner for his transfer on distance ground, in accordance with law.

5. Despite service, none appears on behalf of the State-respondents.

6. Mr. Brijendra Pratap Singh, learned Advocate, who usually appears on behalf of the State-respondents is requested to appear in this matter with a junior of his choice. Let the appointment of both the learned Advocates be regularised by the competent authority.

7. Learned Advocate-on-record for the petitioner is directed to serve copy of the writ petition along with its annexures upon the learned Advocate for the State.

8. Learned Advocates for the State and District Primary School Council submit that the *Utsashree* portal is presently functional and the petitioner should file such application seeking transfer through *Utsashree* portal under the existing rules.

9. To this, Mr. Maji, learned advocate appearing for the petitioner submits that the *Utsashree* portal is not functional as yet.

10. In view of the above, liberty is granted to the petitioner to file application through *Utsashree* portal seeking transfer. In the event, the petitioner is unable to submit such

application through *Utsashree* portal, the respondent No.6, the Chairman, District Primary School Council, Malda is directed to consider the representation of the petitioner dated 26th February, 2026 and dispose of the same, upon giving notice to the petitioner, by passing a reasoned order in accordance with law, within a period of eight weeks from the date of communication of this order.

11. The reasoned order is to be communicated to the petitioner within one week from the date of passing of such order.
12. Learned advocate for the petitioner is directed to communicate this order to the respondent No.6, the District Primary School Council, Malda, for necessary compliance.
13. With the above direction, the writ petition being **WPA 7300 of 2026** stands disposed of.
14. Since no affidavits have been called for, the allegation made in the writ petition is deemed to be not admitted.
15. Interim order, if any, stands vacated.
16. All connected applications, if any, stand disposed of.
17. There shall be no order as to costs.
18. All concerned parties shall act in terms of the copy of the order duly downloaded from the official website of this Court.
19. 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.)