07.10.2026
Sl. No.15
Ct. No.14
gd

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

WPA/9925/2026
Asit Kumar Khan
VS
The State of West Bengal and Ors.

Ms. Sabita Khutia (Bhunya)
Mr. Krishna Pada Santra
...for the Petitioner.

Mr. Indrajit Roy Chowdhury
Mr. Sourav Sengupta
...for the State.

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

2. By the present writ petition the petitioner seeks direction upon the respondent authorities for grant of higher scale of pay to the petitioner upon obtaining post-graduate degree with effect from 23rd February, 2011 together with interest.

3. The petitioner contends that he joined as an Assistant Teacher in Bengali in Jangipur Muniria High Madrasah (H.S.) (*hereinafter referred to as the said Madrasah*), Post Office-Jangipur, District-Murshidabad on 4th April, 2002. The petitioner upon prior permission from the Managing Committee adopted vide its resolution dated 16th July, 2007, completed Masters Degree in Bengali on 22nd July, 2011. Upon enhancement of his degree, the petitioner made several representations before the concerned authority seeking higher scale of pay, however, it has

not been responded favourably. Again on 6th April, 2021 the petitioner made representation, which was forwarded by the Teacher-in-Charge of the said Madrasah on the said date. However, the same is still pending consideration. Hence this writ petition.

4. Ms. Sabita Khutia (Bhunya), learned advocate for the petitioner submits that the matter may be relegated to the appropriate authority for consideration of the representation of the petitioner.

5. Despite service none appears on behalf of the State.

6. Mr. Indrajit Roy Chowdhury and Mr. Sourav Sengupta, learned advocates, who usually appear on behalf of the State-respondent are requested to appear in this matter. Let the appearance of learned advocates be regularised by the competent authority.

7. Learned advocate for the State also submits that the matter may be sent to the authorities for taking a decision.

8. In view of the above submissins, respondent no.3, District Inspector of Schools (S.E.), Murshidabad is directed to consider the representation of the petitioner dated 6th April, 2021 and dispose of the same by passing a reasoned order in accordance with law upon notice to the petitioner within a period of eight weeks from the date of communication of this order. In the event the petitioner is found entitled to, consequential orders be passed.

9. The reasoned order shall be communicated to the petitioner within one week from the date of passing of such reasoned order.

10. Learned advocate for the petitioner is directed to communicate this order to the respondent no.3, District Inspector of Schools (S.E.), Murshidabad for necessary action.

11. With the above direction, the writ petition being **WPA 9925 of 2026** stands disposed of.

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

13. Interim order, if any, stands vacated.

14. All connected applications, if any, stand disposed of.

15. There shall be no order as to costs.

16. All concerned parties shall act in terms of the copy of the order duly downloaded from the official website of this Court.

17. 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.)