

WPA 9466 of 2023

Shashwati Choudhury
Vs.
The State of West Bengal & Ors.

Mr. Sudip Ghosh Chowdhury
Ms. Shreyeta Mitra
Ms. Pritha Biswas
Ms. Upasana Sarkar
.... for the petitioner

Mr. Avishek Prasad
.... for the State

Mr. Sunit Kr. Roy
.... for the SSC
Ms. Koyeli Bhattacharya
Mr. Bibek Dutta
.... for the WBBSE

1. The affidavit of service filed today is taken on record.
2. In spite of service, the School Authority is not represented.
3. The petitioner is an Assistant Teacher since 2008. The petitioner has applied for a transfer from the School, for which the School had duly issued 'No Objection Certificate'.
4. The transfer was sought on the self medical ground of the petitioner. The petitioner has also gone through the two-tier medical examination, first by the School and then by the District Inspector of Nadia Schools (SE), Nadia.

5. The respondent no. 4 had thereafter forward her recommendation to the respondent no. 3 sometime in 2022.

6. It appears from the record that the respondent no. 3 has not disposed of such application which is pending since 2022.

7. The respondent no. 3, Chairman, West Bengal Central School Service Commission or any appropriate authority is directed to consider the case of the petitioner and dispose of by May 15, 2026. The Commission will recommend the transfer of the petitioner to a school of his choice, provided such school is not notified for any other competitive examinations.

8. With these aforesaid directions, the writ petition is disposed of.

9. There shall, however, be no order as to costs.

10. Urgent Photostat certified copy of this order, if applied for, be given to the parties on priority basis.

(Reetobroto Kumar Mitra, J.)