01.10.2026
Sl. No.33
Ct. No.14
gd

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

W.P.A. No. 14795 of 2026

Ziaur Rahaman
Versus
The State of West Bengal & Ors.

Mr. Shuvro Prokash Lahiri
Mr. Ankan Mondal
Mr. Monmohan Singh Roop Roy
...for the Petitioner.

Mr. Rivu Dutta
Ms. Koushikee Banerjee
...for the State.

Mr. Avishek Prasad
...for 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 on self-medical ground.

3. The petitioner contends that he joined as an Assistant Teacher in Kariali Primary School on 24th September, 2021. The petitioner is confirmed in service with effect from 24th September, 2023. The petitioner is suffering from Mycobacterium Tuberculosis (TB) along with other diseases of lungs and is undergoing regular treatment and medication. On 12th May, 2026 the petitioner made a representation before the authority

concerned for his transfer on self-medical ground. However, the same has not been considered as yet. Hence, this writ petition.

4. Mr. Shuvro Prokash Lahiri, 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 her transfer as expeditiously as possible.

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

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

7. 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 12th May, 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.

8. The respondent no.6, the Chairman, District Primary School Council, Malda shall be at liberty to

seek for medical examination of the petitioner before considering the representation of the petitioner.

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

10. Learned advocate for the petitioner is directed to communicate this order to the respondent no.6, the Chairman, District Primary School Council, Malda.

11. With the above direction, the writ petition being **WPA 14795 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.)