08.10.2026
Sl. No.24(DL)
Ct. No.14
srm

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

W.P.A. No. 19239 of 2026

Nasima Sultana

Versus

The State of West Bengal & Ors.

Mr. Suman Dey,
Ms. Sayantanee Bhattacharya
...for the Petitioner.

Mr. Bratin Kumar Dey,
Mr. Vicky Kumar Roy
... for the State.

Mr. Ratul Biswas,
Mr. Koushik Chowdhury
... for the WBBPE.

Mr. Lokenath Chatterjee,
Mr. Pronay Baska
...for the DPSC, South 24-Parganas.

1. Affidavit-of-service filed on behalf of the petitioner is taken on record.
2. On the prayer of the learned Advocate for the petitioner, leave is granted to implead the Secretary, West Bengal Board of Primary Education as added respondent No.14.
3. By the present writ petition, the petitioner seeks direction upon the respondent authorities to grant inter-district transfer to the petitioner from her present place of posting in the District of South 24-Parganas to a school in the District of North 24-Parganas on spouse medical ground.

4. The petitioner contends that she joined as an Assistant Teacher in Mir Abu Hossain Para Free Primary School, under Basanti South Circle, District-South 24-Parganas on 19th July, 2021. The petitioner completed two years of continuous service. The husband of the petitioner is a critical patient of liver diseases and has undergone a critical operation. On 20th July, 2026, the petitioner made a representation before the authority concerned for her transfer on spouse medical ground. However, the said representation is still pending consideration. Hence, this writ petition.
5. Mr. Suman Dey, 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 on distance ground, in accordance with law.
6. Learned Advocates for the Board, Council and State submit that the *Utsashree* portal is presently functional and the petitioner should file such application seeking transfer through *Utsashree* portal under the existing rules.
7. To this, Mr. Dey, learned advocate appearing for the petitioner submits that the *Utsashree* portal is not functional as yet.
8. Learned Advocate for the DPSC, South 24-Parganas files a copy of the letter of confirmation furnished by the President, DPSC, South 24-Parganas dated 8th November, 2023 wherefrom it appears that the petitioner is

confirmed in service with effect from 19th July, 2023. The copy of the letter of confirmation is taken on record.

9. 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.14, the Secretary, West Bengal Board of Primary Education is directed to consider the representation of the petitioner dated 20th July, 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, subject to production of the medical documents of the husband of the petitioner.
10. The reasoned order is to be communicated to the petitioner within one week from the date of passing of such order.
11. Learned advocate for the petitioner is directed to communicate this order to the respondent No.4, the Secretary, West Bengal Board of Primary Education, for necessary compliance.
12. With the above direction, the writ petition being **WPA 19239 of 2026** stands disposed of.
13. Since no affidavits have been called for, the allegation made in the writ petition is deemed to be not admitted.
14. Interim order, if any, stands vacated.
15. All connected applications, if any, stand disposed of.
16. There shall be no order as to costs.

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

18. 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.)