

30.01.2026  
Sl. No.31  
Ct. No.14  
gd

**IN THE HIGH COURT AT CALCUTTA  
CONSTITUTIONAL WRIT JURISDICTION  
APPELLATE SIDE**

WPA/18085/2025  
TAMAL BAIDYA  
VS  
THE STATE OF WEST BENGAL AND ORS.

Mr. Rajdeep Bhattacharya,  
Mr. Himadri Ghosh

...for the Petitioner.

Mr. Ratul Biswas  
Mr. Kaushik Chowdhury

...for WBBPE.

Mr. Bhaskar Prasad Vaisya  
Mr. Gourav Das  
Ms. Tapati Sarkar

...for the DPSC, South 24-Parganas.

Mr. Bipin Ghosh

...for the State.

1. This matter is appearing in list under the heading “*To Be Mentioned*”.
2. On the prayer of learned advocate for the petitioner, leave is granted to implead West Bengal Board of Primary Education as added respondent no.6.
3. Affidavit-of-service filed on behalf of the petitioner is taken on record.
4. By the present writ petition, the petitioner seeks direction upon the respondent authorities for grant of ‘A’ category scale of pay to the petitioner from the date of joining as Assistant Teacher in terms of Memorandum being No.209-SE(E)/PTTI-7/2011 dated 4<sup>th</sup> March,

2013 issued by the Joint Secretary, School Education Department, Government of West Bengal.

5. The petitioner contends that he joined Patal FP School under Falta Circle as Assistant Teacher on 14<sup>th</sup> August, 2023. The petitioner has completed Diploma in Elementary Education (D.El.Ed.) for the session 2018-20, the results of which were published on 27<sup>th</sup> November, 2020. The petitioner is entitled to 'A' category scale of pay from the date of his joining in the said institution. However, the same is not granted, hence, this writ petition.
6. Mr. Rajdeep Bhattacharya, learned Advocate for the petitioner submits that the petitioner has completed D.El.Ed. Course prior to joining as Assistant Teacher and as such he is entitled to 'A' category scale of pay from the date of his joining.
7. Mr. Kaushik Chowdhury, learned Advocate for the West Bengal Board of Primary Education submits that the petitioner is entitled to 'A' category scale of pay from the date of his joining since he already completed such course prior to his joining. However, in the event the same is not granted till date, the petitioner may be entitled to the same.
8. None appears on behalf of the State.
9. Mr. Bipin Ghosh, learned advocate, who usually appear for the State, is requested to appear in this matter. Let his appointment be regularised.

10. The petitioner is directed to hand over a copy of the writ petition along with the annexures to Bipin Ghosh, learned advocate for the State.
11. Mr. Ghosh, learned advocate for the State and Mr. Bhaskar Prasad Vaisya, learned Advocate for the District Primary School Council, South 24-Parganas leave the matter to the discretion of the Court.
12. It is found that prior to joining as Assistant Teacher the petitioner successfully completed D.El.Ed. Course for the session 2018-20, the results of which were declared on 27<sup>th</sup> November, 2020.
13. In view of the above, the petitioner is entitled to 'A' category scale of pay from the date of his joining i.e. 14<sup>th</sup> August, 2023 of D.El.Ed., in the event such scale has not yet been granted and arrear salary, if any, shall be paid to the petitioner by end of March, 2026.
14. With the above direction, the writ petition being **WPA 18085 of 2025** stands disposed of.
15. Since no affidavits have been called for, the allegation made in the writ petition is deemed to be not admitted.
16. Interim order, if any, stands vacated.
17. All connected applications, if any, stand disposed of.
18. There shall be no order as to costs.
19. All concerned parties shall act in terms of the copy of the order duly downloaded from the official website of this Court.

20. 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.)**