12.11.2026
Sl. No.15(DL)
Ct. No.14
srm

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE

W.P.A. No. 23159 of 2026

Sathi Sarkar

Versus

The State of West Bengal & Ors.

Mr. Santanu Maji,
Mr. Subhayu Das,
Ms. Debrani Mondal
...for the Petitioner.

Mr. Debapriya Gupta,
Mr. Bidhayak Lahiri,
Ms. Ritu Das
... for the State.

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

Mr. Avishek Prasad,
Ms. Shreyasi Manna
...for the DPSC, Malda.

Mr. Arindam Chattioadhyay,
Mr. Soumik Dey
...for the DPSC, Nadia.

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 inter-district transfer to the petitioner from her present place of posting in the district of Malda to a school in the district of Nadia on son's medical ground.

3. The petitioner contends that she joined as an Assistant Teacher in Maheshpur P.P. Primary School, P.O. Gangadevi, District-Malda on 19th July, 2021. The petitioner is confirmed in service with effect from 19th July, 2023. The petitioner's minor child is suffering from Autism-Spectrum-Disorder. On 3rd August, 2026, the

petitioner made a representation before the authority concerned for her transfer on child's medical ground. However, the said representation is still pending consideration. Hence, this writ petition.

4. Mr. Santanu Maji, 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 son's medical ground, in accordance with law.

5. Learned Advocates for the Board, Councils 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.

6. To this, Mr. Maji, 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.4, the Secretary, West Bengal Board of Primary Education is directed to consider the representation of the petitioner dated 3rd August, 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 medical documents of the son of the petitioner.

8. The reasoned order is to be communicated to the petitioner within one week from the date of passing of such order.
9. It is made clear that this order is passed under special circumstance and should not be treated as a precedent.
10. With the above direction, the writ petition being **WPA 23159 of 2026** stands disposed of.
11. Since no affidavits have been called for, the allegation made in the writ petition is deemed to be not admitted.
12. Interim order, if any, stands vacated.
13. All connected applications, if any, stand disposed of.
14. There shall be no order as to costs.
15. All concerned parties shall act in terms of the copy of the order duly downloaded from the official website of this Court.
16. 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.)