

30.01.2026
Sl. No.4
Ct. No.14
ss

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

W.P.A. No. 23321 of 2024

**Sabina Khatun & ors.
Versus
The State of West Bengal & Ors.**

Mr. Shaharayar Alam
Mr. Saiful Alam

...for the Petitioners.

Mr. Suman Ghosh
Mr. Gaurav Das

...for the State.

1. This matter is appearing in the list under the heading '*To Be Mentioned*'.
2. The petitioners are directed to deposit *ad valorem* court fees, if not already paid.
3. By the present writ petition, the petitioners seek direction upon the respondent authorities particularly the respondent No.10, the District Inspector of Schools (Primary Education), South 24-Parganas for grant of 'A' category scale of pay including the arrear to the petitioners on and from the last date of final examination of D.El.Ed.. training course 2017-2019, i.e., 16th March, 2019.
4. The petitioners contend that they joined in the post of Assistant Teacher in primary schools on 16th February, 2017, 15th February, 2017, 12th November, 1999, 16th February, 2017 and 13th February, 2017 respectively as untrained candidates. The petitioners have

successfully completed D.El.Ed. final examination for the session 2017-2019, the results of which were declared on 22nd May, 2019. Thus, the petitioners are entitled to 'A' category scale of pay from last date of examination of D.El.Ed. training course. Hence, this writ petition.

5. Mr. Shaharayar Alam, learned Advocate for the petitioners submit that the controversy as to from which date the petitioners will be entitled to 'A' category scale of pay has been set at rest by the Hon'ble Division Bench of this Court in ***District Primary School Council, Purba Medinipur & Anr. versus Prasanta Dolai & Ors. (In Re: FMA 1029 of 2024)*** and other appeals and it has been held that the entitlement of 'A' category scale of pay shall be the date of declaration of the result. He seeks that similar benefit be extended to the petitioners in the light of the decision of the Hon'ble Division Bench.
6. Mr. Suman Ghosh, learned Advocate for the State leaves the matter to the discretion of the Court.
7. The Hon'ble Division Bench in respect of the similarly circumstanced petitioners in FMA 1029 of 2024 observed as follows:

"In view thereof, the orders passed by the learned single Judge in the respective writ petitions are modified to the effect that the writ petitioner/respondent no.1 in the respective appeals shall be granted 'A' category pay-scale with effect from the date of result declaration of D. EL. Ed (online) examination held in March 2019, i.e., 22nd May, 2019 and that the arrears shall be paid to the writ petitioners by 15th December, 2025."

8. Admittedly the petitioners are similarly circumstanced as of the petitioners in the earlier writ petitions. In view of the aforesaid order passed by the Hon'ble Division Bench, the petitioners shall be granted 'A' category pay-scale with effect from the date of result declaration of D.El.Ed. (online) examination held in the month of March, 2019, i.e. 22nd May, 2019 and arrear salary, if any, shall be paid to the petitioners by end of March, 2026.
9. With the above direction, the writ petition being **WPA 23321 of 2024** stands disposed of.
10. Since no affidavits have been called for, the allegation made in the writ petition is deemed to be not admitted.
11. Interim order, if any, stands vacated.
12. All connected applications, if any, stand disposed of.
13. There shall be no order as to costs.
14. All concerned parties shall act in terms of the copy of the order duly downloaded from the official website of this Court.
15. 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.)