M/L 15
05.10.2026
Court No.24
SD

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION

WPA 25756 of 2026

Md. Ujir Ali Molla
Vs.
The State of West Bengal & Ors.

Mr. Samim Ahammed
Mr. Arka Maiti
Ms. Ambiya Khatun
Ms. Reshma Khatun

... for the Petitioner.

Mr. Sahasrangshu Bhattacharjee, Ld. AGP
Mr. Suchindram Bhattacharjee

... for the State.

1. The petitioner is serving as Headmaster of Sarberia High School (HS). Allegation is that he is not being allowed to perform his duties as Headmaster at the instigation of the Assistant Headmaster and other employees of the school and also an ex-student of the school.

2. The petitioner lodged complaint before the SI of Schools, Sandeshkhali North Circle.

3. It has been submitted that an enquiry has been sought to be conducted by the DI of Schools (SE), North 24 Parganas. The enquiry was scheduled on September 11, 2026. The same was rescheduled and fixed on September 15, 2026. The petitioner participated in the enquiry proceeding. The enquiry report has not been published till date.

4. Though there is no order from any competent authority restraining the petitioner from attending school, but the petitioner is illegally and forcefully not

being allowed to perform his duties by the persons mentioned hereinabove.

5. Prayer has been made to permit the petitioner to perform his duties as Headmaster in the school.

6. Learned advocate representing the State respondents has obtained instruction from the Officer-in-Charge, Nazat Police Station, Basirhat Police District signed on September 21, 2026 mentioning that no complaint of any type of threat has been received by the police. As and when information is received, the police will take necessary steps in the matter. A sharp vigil is being maintained through intensified police patrolling to deal with any untoward incident.

7. Upon hearing the parties and on perusal of the documents annexed to the writ petition, it appears that there are complaints and counter-complaints by and against the petitioner. The DI has already taken note of the dispute and has arranged for an enquiry. The fate of the enquiry has not been made known. No order has been placed before this Court against the petitioner, restraining him from performing his duties as Headmaster.

8. Under such circumstance, the petitioner would be bound to perform duties as Headmaster of the school till any order is passed against him by any competent authority.

9. As regards the threats given out to the petitioner, it will be open for the petitioner to approach the police seeking help.

10. In the event the petitioner approaches the police seeking help, necessary help shall be provided by the police in accordance with law.

11. The DI of Schools shall ensure that the day-to-day functioning of the school and the education of the students are not being interfered with or hampered in any manner whatsoever by any of the parties.

12. The writ petition stands disposed of.

13. Parties to act on the basis of the server copy of this order duly downloaded from the official *website* of this Court.

14. Certified server copy of this order, if applied for, be supplied to the parties upon compliance of all requisite formalities.

(Amrita Sinha, J.)