25.11.2026
Ct. No. 6
Sl. No.17
akd

In the High Court at Calcutta
Circuit Bench at Jalpaiguri

W. P. A. 2777 of 2026

[Pratima Rava -Vs- The State of West Bengal & Ors.]

Mr. S. M. Obaidullah
Mr. Ranjit Kumar Singh
... ... for the petitioner

Mr. Amales Ray .. Sr. Advocate
Ms. Mousumi Bhowal
Ms. Swagata Mitra
... ... for respondent no. 7
[District Primary School Council, Cooch Behar]

Mr. Sunit Kumar Roy
... ... for respondent no. 11
[Regional School Service Commission]

Mr. Kunaljit Bhattacharjee .. ld. A.G.P.
Ms. Supriya Singh
... ... for the State

1. Affidavit-of-service filed in court today is taken on record.

2. The petitioner has preferred the present writ petition seeking, inter alia, a direction upon the respondent authority to grant compassionate appointment to her against Group 'C' post, pursuant to the decision dated 29.05.2025 taken by the Commissioner of School Education, West Bengal.

3. It is the case of the petitioner that she is the daughter of late Ramen Rava, who was appointed as an Assistant Teacher in Dakshin Chengtimari Fourth Plan Primary School under Tufangunge-II circle and died-in-harness on 12.06.2022. Following the death of her father, the petitioner applied for compassionate appointment on 24.04.2024 along with requisite documents within two years from the date of death of her father. The said application was

forwarded by the concerned authority through administrative hierarchy. As no decision was communicated, the petitioner had preferred a writ petition being WPA 531 of 2025, which was disposed of vide order dated 11.03.2025 directing the Commissioner of School Education, West Bengal, to consider and dispose of the petitioner's representation dated 06.11.2024. A decision was taken by the Commissioner of School Education on 29.05.2025. The Commissioner, finding the petitioner eligible for consideration for compassionate appointment, requested the West Bengal Regional School Service Commission (Northern Region), to recommend her name for appointment against a Group 'C' post. The grievance of the petitioner is that, notwithstanding the aforesaid decision by the Commissioner of School Education, no consequential recommendation or appointment has been made till date. The petitioner claims to have submitted a further representation dated 10.07.2026, which also remains unattended.

4. Learned counsel for the respondent no. 11 (Regional School Service Commission) submits that the authorities are ready and willing to consider the representation of the petitioner dated 10.07.2026.

5. In view of the submissions made by the learned counsel for the respondent no. 11, learned counsel for the petitioner submits that his client shall be satisfied if the representation dated 10.07.2026 is decided in a time bound manner by the competent authority.

6. Accordingly, this Court directs the Chairman, Regional School Service Commission, Northern Region,

Malda (respondent no. 11) to decide the representation of the petitioner dated 10.07.2026, strictly in accordance with law, and to pass a speaking order within a period of eight weeks from the date of communication of this order. While doing so, the Chairman shall take into consideration the decision dated 29.05.2025 passed by the Commissioner of School Education, West Bengal and all relevant records pertaining to the petitioner's claim for compassionate appointment. The decision so taken, shall be communicated to the petitioner within a period of one week thereafter.

7. It is made clear that this Court has not entered into the merits of the claim of the petitioner and that the respondent no. 11 shall be competent to decide the same in accordance with law.

8. With the aforesaid directions, the present writ petition is disposed of.

9. Since no affidavits have been filed by the respondents, the allegations made in the writ petition shall not be deemed to have been admitted.

10. Let urgent Photostat certified copy of this order, if applied for, be supplied to the parties on usual undertaking.

(Gaurang Kanth, J.)