25.11.2026
Ct. No. 6
Sl. No.47
akd

In the High Court at Calcutta
Circuit Bench at Jalpaiguri

W. P. A. 3269 of 2026

[Rajesh Biswas -Vs- The State of West Bengal & Ors.]

Mr. Suman Sehanabis
Mr. Salok Sah
Ms. Anwesha Chakraborty
... ... for the petitioner

Ms. Mousumi Bhowal
Mr. Nigam Mittal
... for respondent no. 5
[District Primary School Council, Cooch Behar]

Mr. Ratul Biswas
Mr. Kaushik Chowdhury
... for respondent nos.3 & 4
[West Bengal Board of Primary Education]

Mr. Shubhankar Dutta
Ms. Tamanna Kar
... ... 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 a direction upon the respondent authorities to consider his representation for transfer on the medical ground of his wife's illness and on the ground of distance from Hemkumari AP School under Haldibari circle, Dist. Cooch Behar to a school situated near his place of residence in the district of Nadia.

3. It is the case of the petitioner that he was appointed as an Assistant Teacher of the aforesaid school on 09.02.2024 and his service was confirmed with effect from 09.02.2026. He submits that the present place of posting is approximately 500 kms. away from his residence. The petitioner submits that his wife suffers from gynecological disorder requiring constant medical care and his parents are

aged and unwell. The petitioner himself is also undergoing medical treatment. The petitioner further submits that he attempted to apply for inter-district general transfer through the *UTSASHREE* portal but the portal did not permit him to proceed on the ground that his total period of service was less than five years.

4. The petitioner thereafter submitted a representation dated 10.09.2026 to the Secretary, West Bengal Board of Primary Education, seeking transfer on medical ground of his wife and distance ground. The said representation is stated to be pending consideration.

5. Learned counsel for the respondent nos. 3 and 4 (West Bengal Board of Primary Education) submits that the authorities are ready and willing to consider the representation of the petitioner dated 10.09.2026.

6. In view of the submission made by the learned counsel for the respondent nos. 3 and 4, learned counsel for the petitioner submits that his client shall be satisfied if the representation dated 10.09.2026 is decided in a time bound manner by the competent authority.

7. Accordingly, this Court directs the Secretary, West Bengal Board of Primary Education (respondent no.4) to decide the representation of the petitioner dated 10.09.2026, strictly in accordance with law, and to pass a speaking order within a period of four weeks from the date of communication of this order. The decision so taken, shall be communicated to the petitioner within a period of one week thereafter.

8. It is made clear that this Court has not gone into the merits of the claim of the petitioner and all points are left

open to be decided by the competent authority in accordance with law.

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

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

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

(Gaurang Kanth, J.)