

30 06.03.2025
rkd Ct.18

W.P.A. 4715 of 2025

Rafiuddin Sarkar

-vs-

The State of West Bengal & Ors.

Mr. K. Bhattacharjee,
Mr. Rezaul Hossain,
Mr. Parvez Hossain

....for the petitioner.

Mr. Maoy Krishna De,
Ms. Susmita Biswas Chowhdury

....for the State.

Affidavit-of-service filed on behalf of the
petitioner is taken on record.

The petitioner has claimed notional
benefits from 13th February, 2009 when the writ
petition being WP 934 of 2008 was disposed of by
a coordinate Bench.

However, in terms of the said order dated
13th February, 2009 vide memo dated 8th October,
2015 District Inspector of Schools (SE), Uttar
Dinajpur approved the appointment of the
petitioner with effect from 1st October, 2015.

Question would arise why within a
reasonable time the District Inspector of Schools
(SE), Uttar Dinajpur being respondent no.3 did
not grant approval of appointment in favour of the
petitioner after the order was passed by the
coordinate Bench on 13th February, 2009.

The respondent no.3 is directed to file a report in the form of affidavit disclosing the reasons for delay in granting approval of appointment in favour of the petitioner and whether at the time of passing order by the coordinate Bench on 13th February, 2009 post against which petitioner was directed to be approved was lying vacant or not.

Let such report be filed by fortnight from date.

List the matter under the heading “Motion” on 3rd April, 2025.

(Saugata Bhattacharyya, J.)