

Ct.No.1 D/L 22.01.2026

09

Saikat
Mukherjee

WPA/14656/2019

ATASI GHOSH & ORS.

VS.

STATE OF WEST BENGAL & ORS.

Mr. Anubhav Sinha, Adv.

Mr. Zohaib Rauf, Adv.

Mr. S. Banerjee, Adv.

...For the Petitioners

Mr. Vipul Kundalia, Sr. Adv.

Mr. Anindya Kanan, Adv.

...For the Union of India

Mr. Kishor Dutta, Sr. Adv./A.G.

Mr. Jahar Lal De, A.G.P.

Mr. Shamim-ul Bari, Adv.

...For the State

Mr. Saikat Banerjee, Sr. Adv.

Mr. Arnab Ray, Adv.

Mr. Sumitava Chakraborty, Adv.

Ms. Bratati Pramanick, Adv.

Mr. Shantanu Chakraborty, Adv.

...For the Respondent No.5/
High Court Administration

Per, Sujoy Paul, CJ.

1. Parties are represented through their respective learned counsel.
2. Heard.
3. Learned counsel for the petitioners submits that as per the report filed by High Court Administration, it is clear that crèche is ready for use in the High Court premises, subject to three deficiencies, namely:

- i. Aluminum grills to cover the windows of the crèche are to be fixed;
 - ii. The adequate staff to man the crèche is to be deployed;
 - iii. The relevant guidelines for functioning of the crèche, which is already approved by the then Chief Justice on 7th April, 2022, are to be published in the website.
4. Learned counsel for High Court Administration fairly submits that the argument of learned counsel for the petitioner is based on Para-8, 9, 11, 12 and 13 of the report filed by the High Court Administration.
5. Learned counsel for the High Court Administration further submits that as reflected in Para-8 of the report the government although sanctioned two doctors and one support staff nurse for crèche facility, the said staff never reported to the High Court. Thus, the government/PWD needs to ensure that aluminum grills are fixed within stipulated time and before the opening of the crèche, the said staff is actually deployed and reports in the High Court.
6. Shri De, learned Additional Government Pleader fairly submits that the aluminum grills will be fixed in the crèche and before the day of opening of the

crèche two doctors and one staff nurse will report for duty.

7. In this view of the matter, we deem it proper to issue following directions:-

- i.** The High Court Administration shall put the approved guidelines for operation of crèche on its website within three weeks from today.
- ii.** The PWD shall ensure fixation of aluminum grills in the crèche wherever it is required, within two weeks from today.
- iii.** It shall be the duty of the State to provide two doctors and one staff nurse as per their e-mail dated 7th August, 2021, and such staff must report to High Court Administration a day before opening of the crèche.
- iv.** The Registry of this Court shall ensure that the crèche becomes functional within 30 days from today.

8. Learned counsel for the petitioners at this stage submits that the prayer of PIL is not confined to the establishment of the crèche in the High Court premises alone. The petitioners have also prayed for establishment of crèche in the entire district judiciary.

9. Learned counsel for High Court Administration submits that he may be given three weeks' time to

file a fresh report in the form of affidavit informing
the district wise situation of opening of the crèche.

10. Exception (if any) may be filed within two weeks
therefrom.

11. List thereafter.

(SUJOY PAUL, CJ.)

(PARTHA SARATHI SEN, J.)