

13.04.2026  
Item No. 42  
Ct. No. 14  
AN

**IN THE HIGH COURT AT CALCUTTA  
CONSTITUTIONAL WRIT JURISDICTION  
APPELLATE SIDE**

**WPA 17317 of 2025**

**Chowdhury Mousuf Kamal  
vs.  
State of West Bengal & ors.**

Mr. Sudipta Dasgupta  
Mr. Sagar Dey  
... for the petitioner

Mr. Arindam Chattopadhyay  
Ms. Lipika Chatterjee  
Mr. Subrata Bhattacharya  
... for the State

1. Affidavit of service filed on behalf of the petitioner is taken on record.
2. By the present writ petition the petitioner seeks direction upon the respondent authorities for cancellation of the order under Memo No. 123/LS dated 3<sup>rd</sup> June, 2025 passed by respondent no. 5, District Primary School Council, (S.E.), Birbhum.
3. Mr. Sudipta Dasgupta, learned advocate appearing for the petitioner submits that at the first instance the prayer of the petitioner for compassionate appointment was considered and rejected on 16<sup>th</sup> March, 2018 by the concerned authority on the ground that the family income of the petitioner was more than the income of a Group D Staff. After the demise of the concerned employee the family income was reduced. The petitioner approached this Court in WPA 21139 of 2018 and the Hon'ble Court after

due consideration set aside the order dated 16<sup>th</sup> March, 2018 passed by the concerned authority and directed to consider prayer in the light of the changed circumstances upon demise of the father of the petitioner. The reasoned order has not taken into consideration the changed circumstances. Hence this writ petition.

4. Mr. Arindam Chattopadhyay, learned advocate representing the State seeks to file a report on the returnable date.

5. Let such report in the form of an affidavit be filed within a period of two weeks from date. Exception if any, be filed within one week thereafter. Advance copy of such report be served upon learned advocate appearing for the petitioner.

6. List the matter on **8<sup>th</sup> May, 2026** under the same heading.

**(Bivas Pattanayak, J.)**