

20.08.2024
Item No.15
Court No.18.
S. De

W.P.A. 18911 of 2024

Jyotsna Bag Patra.

Vs.

The State of West Bengal & Ors.

Mr. Ashis Kumar Paul,
Ms. Shilpi Paul,
Ms. Tithi Paul,

...for the petitioner.

Mr. Sourav Mitra, ...for the C.S.S.C.

Ms. Sabnam De Bardhan,
Mr. Soumyajit Chakraborty,

...for the State.

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

The petitioner is working as an Assistant Teacher in a government aided secondary school who is praying for transfer on medical ground since the husband of the petitioner is suffering from ailment.

On query being posed to the learned advocate for the petitioner, it is found that the petitioner did not make application for transfer on portal. On off-line mode an application was filed on 20th June, 2024.

It is true that if the case is transfer on the medical ground of a teacher, there is no bar in entertaining a transfer application of the petitioner, if made on off-line mode in exceptional circumstances during suspension of portal. Primarily, in the present case, this Court does not find that it is a case which

requires different treatment thereby directing the authorities, at this stage, to entertain the transfer application of the petitioner since no special circumstance is projected before this Court.

The respondents shall be at leave to file affidavit-in-opposition to this writ petition by three weeks from date. Affidavit-in-reply, if any thereto, be filed within one week thereafter.

The petitioner shall be at liberty to mention the matter before the appropriate Bench for expeditious hearing of the writ petition after the time fixed hereinabove for exchanging affidavits.

(Saugata Bhattacharyya, J.)