

39 14.08.2024
NB Ct. 17

WPA 19302 of 2024

Bishnupada Basuli & Ors.
Vs.
The State of West Bengal & Ors.

Mr. Sudipta Dasgupta,
Ms. Shalini Ghosh.
...for the petitioners.

Mr. Sirsanya Bandopadhyay,
Ms. Tapati Samanta,
Mr. Arindam Ghosh.
....for the State.

Affidavit of service filed on behalf of the petitioners is taken on record.

Learned counsel appearing on behalf of the petitioners submits as follows. The petitioners are the teaching and non-teaching staff who had established a school for the mentally retarded, visually impaired and multiple handicapped children under the name and style of Nimtouri Tamluk Unnayan Samity. They were sanctioned the academic recommendation as an institution for handicapped children. The Department of Mass Education Extension inspected the school, verified all documents and by an order dated 16.11.2010 affirmed the sanction of sponsorship with a student strength of 85 and creation of 29 teaching and non-teaching posts. Subsequently, there were some communications exchanged regarding possible reorganisation of the Managing Committee. By an order dated 22.08.2022 passed by a coordinate Bench of this Court in WPA 1092 of 2022, the Director of Mass Education Extension, West Bengal was directed to give an opportunity of

hearing to the petitioners, within a stipulated time and pass a reasoned order. In fact, a reasoned order dated 12.10.2022 was passed directing some persons to be absorbed as organising staff from the date of sponsorship subject to approval of the Finance Department, Government of West Bengal. Although, such order was passed long ago, till date, the Finance Department has not given any approval.

Learned counsel appearing on behalf of the State wants to obtain instructions in this regard.

Let a report in the form of an affidavit be filed within four weeks from this date.

List this matter for hearing under the heading 'For Orders' on 12th September, 2024.

(Jay Sengupta, J.)