

29-07-2022
ct no. 13
Sl. 60
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WPA 20955 of 2021

Sanjib Bar & Ors.

-Versus-

The State of West Bengal & Ors.

**Mr. Kallol Basu,
Mr. Suman Banerjee**

.....for the petitioners

**Mr. Bhaskar Prasad Vaisya,
Mr. Jaydip Banerjee**

..for the State

Mr. Kallol Basu, learned counsel appearing for the petitioner has placed an order of the Hon'ble Supreme Court in **Writ Petition (s) (Civil) Nos. 132 of 2016**, in the case of **Rajnesh Kumar Pandey & Ors. Vs. Union of India & Ors.**

A communication dated June 10, 2022 of the Ministry of Education, signed by the Under Secretary to the Government of India, has been set out in the said order. The communication concerned implementation of norms of pupil teacher ratio as recommended by the Rehabilitation Council of India and the Department of Empowerment of Persons with Disability. Various other recommendations have also been made with regard to types of disability and facilities to be provided in the

school as also the teaching methods and the training programme, have been given.

The Central Government appears to have accepted the recommendations of the Rehabilitation Council of India.

The State has filed an affidavit affirmed by a person, stated to be the Assistant Secretary of the office of the School Education Department. The information provided therein is rather limited and does not address the queries of the Court. The number of institutions giving training for the purpose of qualifying of the Special Educators is not indicated. It also appears that the 1129 Special Educators are working in general schools under the Paschim Banga Samagra Abhiyan Mission.

The State shall explain as to whether there are any Special Educators in any of the recruitment processes for teachers in the State. The State has not filed any report indicating the steps taken to implement the directions of the Hon'ble Supreme Court in the case of **Rajneesh Kumar Pandey** (supra) as set out in this Court's order dated July 22, 2022.

The State shall bear in mind that the directions as contained in the order dated July

22, 2022 (supra) passed by the Hon'ble Supreme Court are required to be complied with, mandatorily and positively.

Let a comprehensive report addressing the order dated July 22, 2022 and this order be filed by the State, on or before **August 23, 2022.**

An advance copy may be served on the learned counsel for the petitioner.

List the matter on **August 23, 2022** at **2 p.m.**

(Rajasekhar Mantha, J.)