

3rd August, 2023
(D/L No.27)
(SKB)

W.P.A. 25121 of 2016

Sk. Obaidulla and others
Versus
The State of West Bengal and others

Mr. Ekramul Bari,
Md. Monju Sk

... for the petitioners.

Mr. Mohammad Mahmud,
Mr. Mahfuzus Salam Mollah

... for the respondent nos.9 & 10.

1. Learned advocate for the petitioners and learned advocate for the respondent nos.9 & 10 i.e. the Secretary and the Headmaster of Mustafapur High Madrasah, Kamarkundu, Hooghly are present. None appears on behalf of the respondent nos.1 to 7.
2. On perusal of the entire materials as placed before this court and after hearing Mr. Bari, learned advocate for the writ petitioners, it appears that the present writ petitioners are aggrieved with the reasoned order dated 3rd December, 2015 passed by the Director of Madrasah Education, who is the respondent no.7 herein, wherein it has been observed by the said Director that the names of the present writ petitioners have not been recorded in the Inspection Report of the DLIT leading to upgradation with regard to Mustafapur High Madrasah.

3. In considered view of this court for effective disposal of the instant writ petition, the presence of the respondent nos. 5 and 7 i.e. the Secretary, West Bengal Board of Madrasah Education and the Director of Madrasah Education, West Bengal respectively as well as the respondent no.3 i.e. the District Inspector of Schools (SE), Hooghly through their respective counsel are very much required.
4. In view of such, list the instant matter on September 5, 2023 under the same heading.
5. Learned advocate for the writ petitioners is hereby requested to intimate the next date of hearing to the respondent nos.3, 5 and 7 preferably by issuing a notice along with server copy of this order under Speed Post with AD and file affidavit of service positively on the next date of hearing. It is made clear that, in the event, the aforementioned answering respondents remain absent on the next date of hearing or on any subsequent dates, the instant matter will be taken up for hearing in spite of their absence.
6. For abundant caution, department is hereby directed to forward a copy of this order to the Principal Secretary, School Education Department, Government of West Bengal, Bikash Bhawan, Kolkata-700091 with a request to the Principal

Secretary to ensure the presence of the
aforementioned answering respondents before this
court on the next date of hearing.

(Partha Sarathi Sen, J.)