

10.07.2025
Item No.20
Ct. No. 4
KB

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI**

WPA/1296/2025

**ABDUL RAHIM MIAH
VS
THE STATE OF WEST BENGAL AND ORS**

Mr. Ekramul Bari,
Mr. Sk. Imtiaj Uddin,
Ms. Rinka Chakraborty
...for the petitioner.

Mr. Pretom Das,
Ms. Pratushya D. Choudhury
...for the State.

Affidavit of service filed today be kept with the records.

The writ petitioner has approached this Court laying challenge to an order dated February 20, 2025 passed by the Secretary, Department of Minority Affairs and Minority Education, Government of West Bengal.

The petitioner is a Group-D staff (peon) of Kadamtala High Madrasah and has been working there since October 1, 2007. By an order dated November 8, 2024 passed in WPA No. 2347 of 2024, this Court had directed the Secretary, Department of Minority Affairs and Minority Education, Government of West Bengal to sympathetically consider the petitioner's prayer

for creation of a super-numerary post and accommodate the petitioner for the same, if permissible.

By the order impugned, the petitioner's prayer for such absorption has been declined.

Having heard the learned Advocates appearing for the parties and having considered the material on record, this Court is of the view that the instant writ petition should be decided upon giving an opportunity to the respondents to file affidavit-in-opposition. Accordingly, let affidavit-in-opposition be filed within a period of four weeks from date. Affidavit-in-reply, if any, be filed by the petitioner within a week thereafter.

Since the petitioner has been in continuous service from 2007, it is expected that the petitioner's service will not be disturbed in the meantime.

(Om Narayan Rai, J.)