

Form No.J(2)
akg/SB/Sayandeep

**IN THE HIGH COURT AT CALCUTTA
CIRCUIT BENCH AT JALPAIGURI
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE**

Present:

The Hon'ble Justice Raja Basu Chowdhury

**WPA/2506/2025
SANAM RAI
VS
THE STATE OF WEST BENGAL AND ORS.**

**WPA/2510/2025
PARI RAI AND ORS.
VS
THE STATE OF WEST BENGAL AND ORS**

**WPA/2539/2025
NIHARIKA POUDYAL AND ANR.
VS
THE STATE OF WEST BENGAL AND ORS.**

**WPA/2542/2025
BHUPEN BAISYA
VS
THE STATE OF WEST BENGAL AND ORS.**

**WPA/2544/2025
KIRAN RAI AND ORS.
VS
THE STATE OF WEST BENGAL AND ORS.**

**WPA/2546/2025
VISHAL GURUNG AND ORS.
VS
THE STATE OF WEST BENGAL AND ORS.**

**WPA/2550/2025
PREETI SINGH AND ANR.
VS
THE STATE OF WEST BENGAL AND ORS.**

**WPA/2554/2025
SREEJANA GURUNG
VS**

THE STATE OF WEST BENGAL AND ORS.

WPA/2555/2025

HAMIDUL ISLAM

VS

THE STATE OF WEST BENGAL AND ORS.

WPA/2556/2025

PALLAVI GURUNG

VS

THE STATE OF WEST BENGAL AND ORS.

WPA/2558/2025

PURNIMA YONJON (TAMANG)

VS

THE STATE OF WEST BENGAL AND ORS.

WPA/2559/2025

BANDANA PRADHAN

VS

THE STATE OF WEST BENGAL AND ORS

WPA/2560/2025

NEELAMA RUMBA AND ANR.

VS

THE STATE OF WEST BENGAL AND ORS.

WPA/2561/2025

KELSANG CHODEN BHUTIA

VS

THE STATE OF WEST BENGAL AND ORS

WPA/2562/2025

BUDDHA SUBBA

VS

THE STATE OF WEST BENGAL AND ORS

WPA/2563/2025

RUBINA PRADHAN THAPA @ RUBINA PRADHAN

VS

THE STATE OF WEST BENGAL AND ORS

WPA/2564/2025

RESHMA RAI

VS

THE STATE OF WEST BENGAL AND ORS.

WPA/2572/2025

ANORA LEEZER LEPCHA

VS

THE STATE OF WEST BENGAL AND ORS

WPA/2583/2025
ANIL KUMAR RAI
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2585/2025
SAGAR PRADHAN AND ORS.
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2586/2025
NIRNAY TAMANG
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2587/2025
VANEE RAI AND ORS.
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2588/2025
MEERA CHHETRI
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2589/2025
REGEN YONZON
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2591/2025
SANCHA THAPA
VS
THE STATE OF WEST BENGAL

WPA/2592/2025
CHANDA KHAWAS AND ORS.
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2593/2025
SUSHMITA GURUNG AND ANR.
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2596/2025
MILAN LIMBU
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2598/2025
POOJA GURUNG

VS
THE STATE OF WEST BENGAL AND ORS

WPA/2600/2025
ANJU CHETTRI

VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2601/2025
DIPAM CHHETRI AND ORS

VS
THE STATE OF WEST BENGAL AND ORS

WPA/2602/2025
BHUPEN PRADHAN

VS
THE STATE OF WEST BENGAL AND ORS

WPA/2603/2025
SARANA CHHETRI AND ANR

VS
THE STATE OF WEST BENGAL AND ORS

WPA/2604/2025
TASHI BHUTIA

VS
GORKHALAN TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2605/2025
PUSHKAR GURUNG

VS
GORKHALAN TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2606/2025
SMITA TAMANG AND ANR

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2607/2025
RAJESH CHHETRI AND ORS

VS
THE STATE OF WEST BENGAL AND ORS

WPA/2608/2025
MAUSAMI RAI

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2612/2025
SUSHMITA GURUNG AND ANR.

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2615/2025
KIRAN THAPA AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2641/2025
ANURAG PRADHAN
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2647/2025
KISHORE GAUTAM AND ORS.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2648/2025
LILIAN RAI AND AND ANR.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2652/2025
SEWAK RAI AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2653/2025
ASHMI PRADHAN AND ORS
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2654/2025
SWASTIK RAI AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2655/2025
DIBHYA RAI
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2656/2025
PRIYA RAI AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2657/2025
KARUNA CHHETRI AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2658/2025
SHUBHALA RAI AND ORS
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2659/2025
DIWAKAR NIROULA AND ORS
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2660/2025
RUBINA PRADHAN AND ORS
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2661/2025
RAJANI RAI AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2662/2025
ANJALI RAI
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2663/2025
NEETU RAI
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2664/2025
DENJU SHERPA
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2665/2025
TAPASI MALLICK NAG
VS
GORKHALAN TERRITORIAL ADMINISTRATION COUNCIL

WPA/2668/2025
PRITAM MOHRA AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2669/2025
SHASHI KALA TAMANG
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2670/2025
SUK TSHERING LEPCHA

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2671/2025
JAIDEEP KHATI AND ANR
VS
THE STATE OF WEST BENGAL AND ORS

WPA/2674/2025
BISHAL THAMI
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2676/2025
ANIT RAI AND ANR.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2677/2025
ABINAM PRADHAN AND ANR
VS
THE STATE OF WEST BENGAL AND ORS

WPA/2678/2025
YOGENDRA SHARMA
VS
THE STATE OF WEST BENGAL AND ORS

WPA/2679/2025
RESHMA RAI AND ANR.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2680/2025
PRABISHA CHETTRI (THAMI)
VS
THE STATE OF WEST BENGAL AND ORS

WPA/2681/2025
AJIT CHETTRI AND ORS
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2682/2025
PAWAN RAI AND ANR.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2683/2025
PRABIT PRADHAN AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2685/2025
RISHI RAJ THAPA
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2686/2025
ASHA TAMANG AND ANR.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2688/2025
KRITY CHAULIA AND ORS
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2689/2025
PASANG LAMU BHUTIA
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2691/2025
RAJ RAI
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2692/2025
PRATIMA SEWA PARIYAR AND ANR.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2696/2025
BIMAL BISWAKARMA AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2699/2025
SEBI THAPA @ SHARMA
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2701/2025
NAMRATA RAI
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2703/2025
DIPU MOKTAN
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/2705/2025

**ARATI CHETTRI AND ORS.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.**

**WPA/2706/2025
KESHIKA CHHETRI AND ORS
VS
THE STATE OF WEST BENGAL AND ORS**

**WPA/2710/2025
PEMA CHODEN SHERPA
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.**

**WPA/2738/2025
PRANAY RANA
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS**

**WPA/2739/2025
PRATIK PRADHAN
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS**

**WPA/2740/2025
SWECHHA KARKI
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS**

**WPA/2741/2025
PRABIN RAI AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS**

**WPA/2743/2025
BENOY TAMANG AND ORS.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.**

**WPA/2746/2025
PUKAR CHETTRI
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.**

**WPA/2753/2026
SUNDAR RAI AND ORS.
VS
THE STATE OF WEST BENGAL AND ORS**

**WPA/39/2026
VANEE RAI AND ORS
VS**

GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

**WPA/40/2026
BISWAS TAMANG
VS**

GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

**WPA/41/2026
DECHEN BHUTIA
VS**

GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

**WPA/42/2026
TARIQUE HUSSAIN AND ANR.
VS**

GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

**WPA/44/2026
KESHIKA CHHETRI AND ORS
VS**

GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

**WPA/46/2026
AMAR RAI AND ANR
VS**

GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

**WPA/49/2026
ARPANA CHHETRI AND ANR
VS**

GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

**WPA/53/2026
SABIN BAGDAS AND ANR
VS**

GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

**WPA/58/2026
PRIYANKA MANGER THAPA
VS**

GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

**WPA/60/2026
THINLEY CHODEN BHUTIA
VS
THE STATE OF WEST BENGAL AND ORS**

**WPA/61/2026
NANITA MUKHIA
VS
THE STATE OF WEST BENGAL AND ORS**

WPA/62/2026
SAGAR ADHIKARI AND ORS
VS
THE STATE OF WEST BENGAL AND ORS

WPA/63/2026
PRAVAKAR GURUNG
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/64/2026
SREEJANA GURUNG AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/65/2026
PUNAM CHHETRI AND ORS
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/66/2026
MANOJ CHHETRI AND ORS.
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/67/2026
RABINDRA GURUNG
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/68/2026
COLUMBUS RAI
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/69/2026
NILEEMA RUMBA AND ANR
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/70/2026
DIVIYA TAMANG
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/71/2026
RAMESH RAI AND ANR.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/72/2026
BEDU CHHETRI

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/73/2026
RAJA GURUNG AND ORS.

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/74/2026
DEEPMALA KHARGA AND ANR

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/75/2026
SUSHMITA PRADHAN

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/76/2026
SUJATA CHHETRI AND ANR

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/77/2026
ANJU KHATI

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/79/2026
ABINAM PRADHAN AND ORS.

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/86/2026
BISHAN SHARMA

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/111/2026
PRAMOD KHARAKA AND ANR.

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/112/2026
PEMLAMU SHERPA

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/115/2026
KRITY CHAULIA AND ORS.

VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/117/2026
AISHA RAI AND ORS.
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS.

WPA/120/2026
MAHENDRA TAMANG AND ORS
VS
GORKHALAND TERRITORIAL ADMINISTRATION COUNCIL AND ORS

WPA/2257/2025
ASHISH MOKTAN AND ORS
VS
THE STATE OF WEST BENGAL AND ORS

WPA/2260/2025
DIWASH TAMANG AND ANR.
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2261/2025
SARNIM GURUNG AND ORS
VS
THE STATE OF WEST BENGAL AND ORS

WPA/2262/2025
SEYON LEPCHA AND ORS.
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2263/2025
PRIYANKA PRIYADARSHNI GURUNG AND ANR.
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2265/2025
LEYAM TAMANG AND ANR.
VS
THE STATE OF WEST BENGAL AND ORS.

WPA/2266/2025
MAHENDRA PRADHAN
VS
THE STATE OF WEST BENGAL AND ORS

WPA/2267/2025
PRAGATI TAMANG AND ANR
VS
THE STATE OF WEST BENGAL AND ORS

WPA/2268/2025

**ASHMA TAMANG AND ANR.
VS
THE STATE OF WEST BENGAL AND ORS.**

For the petitioners	:	Mr. Ekramul Bari, Advocate Sk. Imtiaj Uddin, Advocate Mr. Rishav Das, Advocate Mr. Bikash Goswami, Advocate Mr. Osman Gani Mallick, Advocate Mr. DEboshi Dhar, Advocate Ms. Shewly Saha, Advocate Ms. Taniya Bhowmick, Advocate
For the State	:	Mr. Joyjit Choudhury, AAG Mr. Nabankur Paul, Advocate Ms. Bedashurit Bose, Advocate Mr. Subir Kumar Saha, AGP Mr. Sourav Sarkar, Advocate Ms. Rima Sarkar, Advocate Ms. Pratalekha Choudhury, Advocate Mr. Hirak Barman, Advocate Mr. Bikash Singha, Advocate Mr. Pradip Sarkar, Advocate Mr. Sandip Guha Roy, Advocate Mr. Momenur Rahman, Advocate Ms. Pratuusha Dutta Chowdhury, Advocate Ms. Kanika Saha Sarkar, Advocate Mr. Arindam Mitra, Advocate Mr. Kanika Saha Sarkar, Advocate Mr. Pretom Das, Advocate Mr. Manti Dutta, Advocate Mr. Sumit Kumar, Advocate Mr. Anirban Banerjee, Advocate
For the GTA	:	Ms. Supriya Singh, Advocate Ms. Susmita Ghosh, Advocate

Heard on : 07.04.2026, 08.09.2026 & 09.04.2026

Judgment on : 09.04.2026.

Raja Basu Chowdhury, J. (Oral):

1. Affidavit-in-oppositions filed in WPA/2257/2025, WPA/2260/2025, WPA/2261/2025, WPA/2262/2025, WPA/2263/2025, WPA/2265/2025, WPA/2266/2025, WPA/2267/2025 and WPA/2268/2025 by the GTA and replies by the petitioners in Court today are taken on record. The petitioners also undertake to put in deficit Court fees in course of tomorrow i.e. 10th April, 2026.
2. A batch of writ petitions concerning a common cause has been taken up for consideration together.
3. Most of the writ petitioners claim to have been appointed purely on temporary basis as 'Assistant Teachers' in the schools by the respective Managing Committee of the schools on the dates shown against their names as set out in the form of a chart which has been filed by Ms. Singh, learned advocate representing the Gorkhaland Territorial Administration. The same is extracted herein below :-

In pursuance of the order dated: 09/04/2026 of the Hon'ble High Court, Calcutta at Jalpaiguri Circuit Bench, I am filling a Particulars in W.P.A's numbers as detailed below: -

SI No	Case No	Petitioner's Name	Respondent's Name	Designation	Name of the School	Date of Joining
1.	WPA/2506/2025	Sanam Rai	State of West Bengal & Ors	Assistant Teacher	Agamsing Giri Memorial H.S School	28.07.2017
2.	WPA/2510/2025	1.Pari Rai 2. Surya Prasad Sharma 3.Sekhar Rai 4. Sasra Rai	State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Cedars T.E Higher Secondary School Cedars T.E Higher Secondary School Cedars T.E Higher Secondary School Cedars T.E Higher Secondary School	02.5.2023 01.8.2015 21.3.2016 16.9.2019
3.	WPA/2539/2025	1.Niharika Poudyal 2. Ajit Chettri	State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher	Kumudini Homes H.S. School Kumudini Homes H.S. School	01.03.2017 17.02.2017
4.	WPA/2542/2025	Bhupen Baisya	State of West Bengal & Ors	Assistant Teacher	Agamsing Giri Memorial H.S School	01.6.2016
5.	WPA/2544/2025	1.Kiran Rai 2.Lekhnath Giri 3.Sandhya Pradhan	State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors	Non-Teaching(Withdraw) Assistant Teacher Assistant Teacher	Sukna High school Sukna High school Sukna High school	15.2.2018 15.2.2018 15.2.2018
6.	WPA/2546/2025	1Vishal Gurung 2. Ten Tshering Lepcha 3. Milan Chhetri 4.Dawa Moktan 5.Srawan Raj Gurung 6. Meena Chhetri	State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher of primary School Assistant Teacher of primary School Assistant Teacher of primary School Assistant Teacher of primary School Assistant Teacher of primary School Assistant Teacher of primary School Assistant Teacher of primary School	Judhabir junior Basic School Babari Primary School Babari Primary School Judhabir junior Basic School Judhabir junior Basic School Upper Fagur Godam Gaon primary School	07.8.2012 17.3.2005 07.8.2012 02.05.2012 07.08.2012 19.2.2008
7.	WPA/2550/2025	1.Preeti Singh 2. Pritiraj Limbu	State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher	Kainjalia High School Kainjalia High School	28.3.2017 28.02.2018
8.	WPA/2554/2025	1.Sreejana Gurung 2.Dinesh Kharga	State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher	Pagang Gumpa Higher Secondary School Pagang Gumpa Higher Secondary School	21.08.2019 17.12.2021
9.	WPA/2603/2025	1.Sarana Chettri 2. Archana Rai	State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher	Ramlal Dahal High School Ramlal Dahal High School	02.04.2018 03.04.2017
10.	WPA/2604/2025	Tashi Bhutia	Gorkhaland Territorial Administration Council & Ors	Non-Teaching Staff	Ramlal Dahal High School	16.2.2017
11.	WPA/2605/2025	Pushkar Gurung	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Gairibas higher Secondary School	18.08.2015
12.	WPA/2606/2025	1.Smita Tamang 2.Ninita Chhetri	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Panighata High School Panighata High School	09.9.2016 09.09.2016
13.	WPA/2607/2025	1.Rajesh Chettri 2.Nischal Dahal 3.Suman Khawas	State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Kumudini Homes, Higher Secondary School Kumudini Homes, Higher	15.04.2015 01.11.2017 02.05.2023

			Ors State of West Bengal & Ors		Secondary School Kumudini Homes, Higher Secondary School	
14.	WPA/2608/2025	Mausami Rai	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Potong High School	17.02.2014
15.	WPA/2612/2025	1.Sushmita Gurung 2. Upen Chhetri	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Darjeeling Hindi High School Darjeeling Hindi High School	14.12.2018 15.03.2023
16.	WPA/2615/2025	1.Kiran Thapa 2.Dinesh Kharga	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Pagang Gumpa Higher Secondary School Pagang Gumpa Higher Secondary School	12.3.2018 17.12.2021
17.	WPA/2641/2025	Anurag Pradhan	State of West Bengal & Ors	Assistant Teacher	Raja Ram Mohan Roy High School	22.10.2014
18.	WPA/2647/2025	Kishore Gautam & Ors	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Santook Junior High School	17.02.2014
19.	WPA/2648/2025	1.Liljan Rai 2.Bhupen Pradhan	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Lolay sampu Higher Secondary school Lolay sampu Higher Secondary school	09.10.2017 15.02.2018
20.	WPA/2652/2025	1.Sewak Rai 2.Bishal Rai	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Gairibas Higher Secondary School Gairibas Higher Secondary School	17.04.2018 16.5.2015
21.	WPA/2653/2025	1.Rashmi Pradhan 2.Ritu Chhetri 3.Binam Ranapaheli	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Ambiok High School Ambiok High School Ambiok High School	02.06.2015 02.04.2018 01.09.2022
22.	WPA/2654/2025	1.Swastik Rai 2.Niraj Ghimiray Sharma	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Bagrakote H.S School Bagrakote H.S School	14.09.2016 30.07.2018
23.	WPA/2655/2025	Dibya Rai	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Pranami Balika Vidya Mandir	13.03.2023
24.	WPA/2656/2025	1.Priya Rai 2.Parikshit Sharma	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Samthar Higher Secondary School Samthar Higher Secondary School	01.6.2018 01.07.2021
25.	WPA/2657/2025	1.Karuna Chettri 2.Pasang Tamang	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Pokhriabong High School Pokhriabong High School	04.9.2020 12.4.2022
26.	WPA/2658/2025	1.Shubhala Rai 2.Sarita Rai 3. Treja Rai	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Rimbick Higher Secondary School Rimbick Higher Secondary	26.08.2014 28.08.2014 16.09.2021

			Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors		School Rimbick Higher Secondary School	
27.	WPA/2659/2025	1.Diwakar Niroula 2.Milan Subba 3. Ranjana Panchakoty	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Lingsey High School Lingsey High School Lingsey High School	09.2.2015 12.2.2018 01.8.2018
28.	WPA/41/2026	Dechen Bhutia	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Thurbo Higher Secondary School	04.8.2015
29.	WPA/42/2026	1.Tarique Hussain 2. Kalpana Pradhan	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Pankhabari Higher Secondary School Pankhabari Higher Secondary School	14.07.2016 04.7.2016
30.	WPA/44/2026	1.Keshika Chettri 2.Pravakar Rai 3.Kaushal Chhetri	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Pokhria Bong Higher Secondary School Pokhria Bong Higher Secondary School Pokhria Bong Higher Secondary School	01.4.2016 01.4.2016 01.4.2016
31.	WPA/46/2026	1.Amar Rai 2.Anora Leezer Lepcha	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Chisang High School Chisang High School	27.11.2014 01.07.2019
32.	WPA/49/2026	1.Arpana Chettri 2. Preeti Pradhan	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Parnami Balika Vidya Mandir Parnami Balika Vidya Mandir	20.6.2018 11.5.2022
33.	WPA/53/2026	1.Sabin Bagdas 2.Reeti Rai	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Gorubathan High School Gorubathan High School	01.4.2014 01.4.2014
34.	WPA/58/2026	Priyanka Manger Thapa	State of West Bengal & Ors	Non- Teaching Staff	Sukhia Pokhri Higher Secondary School	26.5.2014
35.	WPA/60/2026	Thinley Choden Bhutia	State of West Bengal & Ors	Assistant Teacher	Kumudini Homes Higher Secondary	17.8.2018
36.	WPA/61/2026	Nanita Mukhia	State of West Bengal & Ors	Assistant Teacher	Sukhia Pokhri Higher Secondary School	14.3.2017
37.	WPA/62/2026	1.Sagar Adhikari 2.Aditya Sharma 3.Durga Sarki 4. Smita Lama	State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Gangotri H.S School Gangotri H.S School Gangotri H.S School Gangotri H.S School	01.7.2021 01.7.2021 01.7.2021 01.7.2021

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38.	WPA/63/2026	Pravakar Gurung	State of West Bengal & Ors	Assistant Teacher	Sonada Higher Secondary School	10.10.2017
39.	WPA/2554/2025	Sreejana Gurung	State of West Bengal & Ors	Assistant Teacher	Pagang Gumpa Higher Secondary School	21.08.2019
40.	WPA/65/2026	1.Punam Chettri 2.Deepen Rai 3.Sushil Chhetri	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Kagay Higher secondary School Kagay Higher secondary School Kagay Higher secondary School	09.11.2015 19.04.2016 20.6.2011
41.	WPA/66/2026	1.Manoj Chettri 2.Benu subba 3. Diksha Dewan 4.Anjali Rai 5.Cheudup Sherpa	State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Rabindranath H.S. School Rabindranath H.S. School Rabindranath H.S. School Rabindranath H.S. School Rabindranath H.S. School	05.3.2014 04.10.2017 01.6.2011 09.3.2017 01.3.2018
42.	WPA/67/2026	Rabindra Gurung	Gorkhaland Territorial Administration Council & Ors	Non-Teaching Staff	Sukhia Pokhri H.S. School	26.6.2015
43.	WPA/68/2026	Columbus Rai	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Kumai H.S School	01.10.2018
44.	WPA/69/2026	1.Neelima Rumba 2.Darsan Tamang	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Simkuna Sai High School	01.7.2014 01.3.2019
45.	WPA/70/2026	Divya Tamang	State of West Bengal & Ors	Assistant Teacher	Mirik Higher Secondary School	18.02.2021
46.	WPA/71/2026	1.Ramesh Rai 2.Pankaj Tamang	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Non- Teaching Staff Non- Teaching Staff	Adarsha High School Adarsha High School	01.04.2005 03.03.2021
47.	WPA/72/2026	Bedu Chettri	Gorkhaland Territorial Administration Council & Ors	Non- Teaching Staff	Judhabir H.S School	04.08.2020
48.	WPA/73/2026	1.Raja Gurung 2.Amrit Kharka 3. Raksha Karki(Chhetri) 4. Priya Gurung 5.Mitra Gurung 6.Mandira Thapa	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Saraswati H.S. School Saraswati H.S. School Saraswati H.S. School Saraswati H.S. School Saraswati H.S. School Saraswati H.S. School	02.02.2015 21.11.2016 18.07.2016 21.11.2016 26.08.2019 18.7.2017

49.	WPA/74/2026	1.Deepmala Kharga 2.Anupama Gurung	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Kalimpong Jublee Higher Secondary School Kalimpong Jublee Higher Secondary School	26.11.2019 03.3.2020
50.	WPA/75/2026	Sushmita Pradhan	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Ganesh H.S School	02.7.2018
51.	WPA/76/2026	1.Sujata Chhetri 2.Perna Khati	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Tista Bridge High School Tista Bridge High School	31.7.2015 31.07.2015
52.	WPA/77/2026	Anju Khati	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Rmbi High School	08.7.2020
53.	WPA/79/2026	1.Abinam Pradhan 2.Ashim Subba 3.Sujata Pradhan	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Indira Ojha Higher Secondary School Indira Ojha Higher Secondary School Indira Ojha Higher Secondary School	03.8.2015 02.8.2015 01.06.2017
54.	WPA/86/2026	Bishan Sharma	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Rambi High School	10.3.2022
55.	WPA/111/2026	1.Pramod Kharaka 2.Binit Pradhan	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Mahanadi High School Mahanadi High School	21.3.2017 21.3.2017
56.	WPA/112/2026	Pemlamu Sherpa	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Rimbick Higher Secondary School	21.10.2019
57.	WPA/115/2026	1.Krity Chaulia 2.Diksha Pradham 3. Mridula Sharma 4. Anupa Singh	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Mithaidara Renuka Kanya uchcha Vidyalaya Mithaidara Renuka Kanya uchcha Vidyalaya Mithaidara Renuka Kanya uchcha Vidyalaya Mithaidara Renuka Kanya uchcha Vidyalaya	21.4.2017 13.3.2017 30.3.2017 21.4.2017
58.	WPA/117/2026	1.Aisha Rai 2.Kewal Subba 3.Pranesh Rai 4. Uma Sharpa 5. Hiralal Darjee	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Latpanchar Higher Secondary School Latpanchar Higher Secondary School Latpanchar Higher Secondary School Latpanchar Higher Secondary School Latpanchar Higher Secondary School	10.09.2017 15.02.2021 10.09.2017 10.09.2017 10.09.2017

59.	WPA/120/2026	1.Mahendra Tamang 2.Prayash Yonzon 3.Rubi Thapa 4. Chandra Prakash Rai 5. Swastika Gurung 6. Mishal Rai	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Or Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Saraswati Higher Secondary School Saraswati Higher Secondary School Saraswati Higher Secondary School Saraswati Higher Secondary School Saraswati Higher Secondary School Saraswati Higher Secondary School	15.6.2015 10.03.2020 14.10.2019 14.10.2019 15.06.2015 14.10.2019
60.	WPA/2660/2025	Rubina Pradhan and Ors	Gorkhaland Territorial Administration Council and Ors	Primary Teacher		
61.	WPA/2661/2025	1.Rajani Rai 2.Sweta Rai	Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors	Assistant Teacher Assistant Teacher	Sitaram Goyal Memorial Junior High School Sitaram Goyal Memorial Junior High School	01.3.2017 01.3.2017
62.	WPA/2662/2025	Anjali Rai	Gorkhaland Territorial Administration Council and Ors	Assistant Teacher	Rabindranath Higher Secondary School	01.6.2011
63.	WPA/2663/2025	Neetu Rai	Gorkhaland Territorial Administration Council and Ors	Assistant Teacher	Munsong Higher Secondary School	14.5.2018
64.	WPA/2664/2025	Denju Sherpa	Gorkhaland Territorial Administration Council and Ors	Assistant Teacher	Tindharia High School	07.9.2018
65.	WPA/2665/2025	Tapasi Mallick Nag	Gorkhaland Territorial Administration Council and Ors	Non- Teaching Staff	Rajeswari Girls High School	08.6.2016
66.	WPA/2668/2025	1.Pittam Mohra 2.Langma Subba	Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors	Assistant Teacher Assistant Teacher	Daragaon High School Daragaon High School	19.02.2020 22.02.2023
67.	WPA/2670/2025	Shashi Kala Tamang	Gorkhaland Territorial Administration Council and Ors	Assistant Teacher	Suruk Mondodari High School	09.8.2016
68.	WPA/2670/2025	Suk Tshering Lepcha	Gorkhaland Territorial Administration Council and Ors	Assistant Teacher	Gitdabbling High Secondary School	02.7.2016
69.	WPA/2671/2025	1.Jaideep Khatai 2.Sushma Mukhia	The State of West Bengal and Ors The State of West Bengal and Ors	Assistant Teacher Assistant Teacher	Mirik Higher Secondary School Mirik Higher Secondary School	31.7.2017 27.04.2018
70.	WPA/2674/2025	1.Bishal Thami 2. Anuka Chhetri 3. Supriya Rai	The State of West Bengal and Ors The State of West Bengal and Ors The State of West Bengal and Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Lower Harsing Jr. High School Lower Harsing Jr. High School Lower Harsing Jr. High School	25.2.2019 25.2.2019 25.2.2019
71.	WPA/2676/2025	1.Anit Rai 2. Prashanti Pradhan	Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors	Assistant Teacher Assistant Teacher	Dalapchand High School Dalapchand High School	25.10.2017 25.10.2017

72.	WPA/2677/2025	1.Anibam Pradhan 2.Ashim Subba	The State of West Bengal and Ors The State of West Bengal and Ors	Assistant Teacher Assistant Teacher	Indira Ojha Higher Secondary School Indira Ojha Higher Secondary School	03.8.2015 02.8.2015
73.	WPA/2678/2025	Yogendra Sharma	The State of West Bengal and Ors	Assistant Teacher	Barbot High School	
74.	WPA/2679/2025	1.Reshma Rai 2. Nirnay Tamang	Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors	Assistant Teacher Assistant Teacher	Algarah Higher Secondary School Algarah Higher Secondary School	14.02.2022 14.02.2022
75.	WPA/2680/2025	Prabisha Chhetri (Thami)	The State of West Bengal and Ors	Assistant Teacher	Sri Satya Sai Ratna High School	01.4.2015
76.	WPA/2681/2025	1.Ajit Chhetri 2.Rajesh Chhetri 3.Nischal Dahal 4. Niharika Poudyal 5. Thinley Choden Bhutia 6. Suman Khawas 7. Dilmith Lepcha	Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Kumudini Homes H.S. School Kumudini Homes H.S. School Kumudini Homes H.S. School Kumudini Homes H.S. School Kumudini Homes H.S. School Kumudini Homes H.S. School	17.2.2017 15.4.2015 01.11.2017 01.3.2017 17.08.2018 02.5.2023 15.11.2017
77.	WPA/2682/2025	1.Pawan Rai 2.Deepankar Pradhan	Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors	Assistant Teacher Assistant Teacher	Gorubathan High School	17.7.2018 08.8.2023
78.	WPA/2683/2025	1.Prabit Pradhan 2.Lawarence Rai	Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors	Assistant Teacher Assistant Teacher	Kumai H.S. School Kumai H.S. School	04.9.2018 16.02.2019
79.	WPA/2685/2025	Rishi Raj Thapa	Gorkhaland Territorial Administration Council and Ors	Assistant Teacher	Pankhabari H.S. School	20.7.2016
80.	WPA/2686/2025	1.Asha Tamang 2.Lakshya Dewan	Gorkhaland Territorial Administration Council and Ors Gorkhaland Territorial Administration Council and Ors	Assistant Teacher Assistant Teacher	Raj Rajeswari Girls High School Raj Rajeswari Girls High School	01.7.2018 01.4.2006
81.	WPA/2688/2025	1.Krity Chaulia 2.Anupa Singh 3. Dibyaswari Gazmer 4. Diksha Pradhan 5.Mridula Sharma 6. Gopika Brahman	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Mithaidara Renuka Kanya Uchcha Vidyalaya Mithaidara Renuka Kanya Uchcha Vidyalaya Mithaidara Renuka Kanya Uchcha Vidyalaya Mithaidara Renuka Kanya Uchcha Vidyalaya Mithaidara Renuka Kanya Uchcha Vidyalaya	14.4.2017 21.4.2017 21.4.2017 13.3.2017 30.3.2017 19.02.2022

			Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors		Uchcha Vidyalaya Mithaidara Renuka Kanya Uchcha Vidyalaya	
82.	WPA/2689/2025	Pasang Lamu Bhutia	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Lava High School	21.2.2011
83.	WPA/2691/2025	Raj Rai	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Chisang High School	18.02.2021
84.	WPA/2692/2025	1.Pratima Sewa Pariyar 2. Sudip Kafley	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Chandramaya High School Chandramaya High School	17.11.2024 13.03.2015
85.	WPA/2696/2025	1.Bimal Biswakarma 2.Rewas Rai	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Risheehat Higher Secondary School Risheehat Higher Secondary School	24.3.2015 24.3.2015
86.	WPA/2699/2025	Sebi Thapa @ Sharma	Gorkhaland Territorial Administration Council & Ors	Non-Teaching Staff	Sukna High School	15.2.2018
87.	WPA/2701/2025	Namrata Rai	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Kagay Higher Secondary School	04.1.2024
88.	WPA/2703/2025	Dipu Moktan	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Indo-Trbetan Higher Secondary School	01/7/2015
89.	WPA/2705/2025	1.Arati Chettri 2.Sarana Chhetri 3.Archana Rai 4.Sudershan Rai	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Ramlal Dahal High School Ramlal Dahal High School Ramlal Dahal High School Ramlal Dahal High School	02.4.2018 02.4.2018 03.04.2018 16.02.2015
90.	WPA/2706/2025	1.Keshika Chhetri 2.Pravakar Rai 3.Kaushal Chhetri	State of West Bengal and Ors State of West Bengal and Ors State of West Bengal and Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Pokhira Bong Higher Secondary School Pokhira Bong Higher Secondary School Pokhira Bong Higher Secondary School	01.4.2016 01.4.2016 01.4.2016
91.	WPA/2710/2025	Pema Choden Sherpa	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Rangbull High School	22.08.2015
92.	WPA/2738/2025	Pranay Rana	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Rangbhang Higher Secondary School	16.2.2016

93.	WPA/2739/2025	Pratik Pradhan	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Moonda Kotee T.E High School	02.3.2016
94.	WPA/2740/2025	Swachha Karki	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Pushparani Roy Memorial High School	03.4.2019
95.	WPA/2741/2025	1.Prabin Rai 2.Reena Tamang	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher	Radhakrishna Higher Secondary School Radhakrishna Higher Secondary School	27.06.2014 08.08.2014
96.	WPA/2743/2025	1.Benoy Tamang 2.Birshika Sharma 3. Rubina Pradhan	Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors Gorkhaland Territorial Administration Council & Ors	Assistant Teacher Assistant Teacher Assistant Teacher	St. Xavier's H.S. School St. Xavier's H.S. School St. Xavier's H.S. School	16.3.2015 17.02.2020 01.11.2017
97.	WPA/2746/2025	Pukar Chettri	Gorkhaland Territorial Administration Council & Ors	Assistant Teacher	Margaret's Hope High School	14.3.2016
98.	WPA/2753/2025	Sundar Rai and Ors	State of West Bengal and Ors	Primary Teacher		
99.	WPA/39/2026	Vanee Rai and Ors	Gorkhaland Territorial Administration Council & Ors	Primary Teacher		
100.	WPA/40/2026	Biswas Tamang	Gorkhaland Territorial Administration Council & Ors	Non-Teaching Staff	Gairibas Higher Secondary School	27.3.2017
101.	WPA/2558/2025	Pallavi Gurung	State of West Bengal & Ors	Primary Teacher		
102.	WPA/2558/2025	Purnima Yonjon (Tamang)	State of West Bengal & Ors	Assistant Teacher	Munsong Higher Secondary	18.02.2013
103.	WPA/2559/2025	Bandana Pradhan	State of West Bengal & Ors	Assistant Teacher	Dooteriah High School	03.3.2014
104.	WPA/2560/2025	1.Nileema Rumba 2.Darsan Tamang	State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher	Simkuna Sai H.S. School Simkuna Sai H.S. School	01.7.2014 01.3.2019
105.	WPA/2561/2025	Kelsang Choden Bhutia	State of West Bengal & Ors	Assistant Teacher	Indo Tibetan H.S. school	01.7.2015
106.	WPA/2562/2025	Buddha Subba	State of West Bengal & Ors	Assistant Teacher	Barbot High School	02.9.2023
107.	WPA/2563/2025	Rubina Pradhan Thapa @ Rubina Pradhan	State of West Bengal & Ors	Assistant Teacher	St. Xavier's H.S. School	01.11.2017
108.	WPA/2564/2025	Reshma Rai	State of West Bengal & Ors	Assistant Teacher	Algarah Higher Secondary School	14.2.2022
109.	WPA/2572/2025	Anora Leezer Lepcha	State of West Bengal & Ors	Assistant Teacher	Chisang High School	01.07.2019
110.	WPA/2582/2025	Chandra Bahadur Bhujel & Ors	State of West Bengal & Ors	Para- Teacher		

111.	WPA/2583/2025	Anil Kumar Rai	State of West Bengal & Ors	Assistant Teacher	Sonada Higher Secondary school	09.3.2014
112.	WPA/2585/2025	1.Sagar Pradhan 2. Ajit Gurung 3.Bhuwan Sarki 4.Jiwan Lama	State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors	Non- Teaching Staff Non- Teaching Staff Non- Teaching Staff Non- Teaching Staff	Judhabir Higher Secondary School Judhabir Higher Secondary School Judhabir Higher Secondary School Judhabir Higher Secondary School	27.02.2015 27.02.2015 01.4.2016 04.04.2016
113.	WPA/2586/2025	Nirnay Tamang	State of West Bengal & Ors	Assistant Teacher	Algarah Higher Secondary School	02.5.2017
114.	WPA/2587/2025	Vanee Rai & Anr	State of West Bengal & Ors	Primary Teacher		
115.	WPA/2588/2025	Meera Chhetri	State of West Bengal & Ors	Assistant Teacher	Bhanu High School	14.9.2018
116.	WPA/2589/2025	Regen Yonzon	State of West Bengal & Ors	Assistant Teacher	Thurbo H.S. School	13.4.2015
117.	WPA/2591/2025	Sancha Thapa	State of West Bengal	Assistant Teacher	Panchabatti H.S. school	25.03.2022
118.	WPA/2592/2025	1.Chanda Khawas 2.sarina singh 3. Babita Tamang 4. Sonia Chhetri 5. Bindiya Gurung 6. Sunaina Pradhan 7.Binoy Giri 8. Ajay Gurung 9.Abhisheka Pradhan	State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Shantirani H.s School Shantirani H.s School Shantirani H.s School Shantirani H.s School Shantirani H.s School Shantirani H.s School Shantirani H.s School Shantirani H.s School Shantirani H.s School Shantirani H.s School	20.09.2013 14.7.2014 22.5.2015 22.5.2015 22.5.2015 27.3.2017 27.3.2017 15.09.2017 15.9.2017
119.	WPA/2593/2025	Sushmita Gurung & Anr	State of West Bengal & Ors	Primary Teacher		
120.	WPA/2596/2025	Milan Limbu	State of West Bengal & Ors	Assistant Teacher	Goke High School	15.9.2015
121.	WPA/2598/2025	Pooja Gurung	State of West Bengal & Ors	Assistant Teacher	Siksha Sangh H.S. School	09.8.2017
122.	WPA/2600/2025	1.Anju Chettri 2.Yogendra Sharma 3. Buddha Subba	State of West Bengal & Ors State of West Bengal & Ors State of West Bengal & Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Barbot High School Barbot High School Barbot High School	08.9.2015 08.08.2016 04.08.2016
123.	WPA/2601/2025	1.Dipam Chhetri 2.Rakesh Chhetri 3.Om Prakaah Rai 4.Prabin Chhetri	State of West Bengal & Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Gairibas H.S.School Gairibas H.S.School Gairibas H.S.School Gairibas H.S.School	06.10.2018 08.10.2018 12.05.2023 12.05.2023
124.	WPA/2602/2025	Bhupen Pradhan	State of West Bengal & Ors	Assistant Teacher	Ramlal Dahal High School	03.4.2017

125.	WPA/245/2026	1.Ashish Muktan 2.Lawag Chettri 3.Nayan Tamang 4. Prerna Tamang	The State of West Bengal and Ors The State of West Bengal and Ors The State of West Bengal and Ors The State of West Bengal and Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Geill High School Geill High School Geill High School Geill High School	22.10.2016 07.04.2014 20.09.2016 27.11.2017
126.	WPA/257/2025	1.Diwash Tamang 2. Rakshana Pradhan	The State of West Bengal and Ors The State of West Bengal and Ors	Assistant Teacher Assistant Teacher	Tinglam Uday High School Tinglam Uday High School	21.11.2017 21.11.2017
127.	WPA/265/2025	1.Sarnim Gurung 2.Bisham Rai 3. Surya Dikcha Tamang	The State of West Bengal and Ors The State of West Bengal and Ors The State of West Bengal and Ors	Assistant Teacher Assistant Teacher Assistant Teacher	Murmah Premsundar High School Murmah Premsundar High School Murmah Premsundar High School	03.9.2015 15.09.2015 18.08.2017
128.	WPA/275/2025	1.Seyon Lepcha 2.Satish Lama 3. Sudarshan Rai 4. Banera Rai	The State of West Bengal and Ors The State of West Bengal and Ors The State of West Bengal and Ors The State of West Bengal and Ors	Assistant Teacher Assistant Teacher Assistant Teacher Assistant Teacher	Chongtong H.S. school Chongtong H.S. school Chongtong H.S. school Chongtong H.S. school	08.5.2015 08.5.2015 18.11.2016 18.11.2016
129.	WPA/2263/2025	1.Piyasha Priyabeshini Gurung 2.Pravakar Lama	The State of West Bengal and Ors The State of West Bengal and Ors	Assistant Teacher Assistant Teacher	Mirik Higher Secondary School Mirik Higher Secondary School	08.3.2016 07.03.2016
130.	WPA/2265/2025	1.Leyam Tamang 2.Roshni Thapa	The State of West Bengal and Ors The State of West Bengal and Ors	Assistant Teacher Assistant Teacher	Mary bong H.S. School Mary bong H.S. School	01.7.2015 01.12.2013
131.	WPA/2266/2025	Mahendra Pradhan	The State of West Bengal and Ors	Assistant Teacher	Agamsing Girls High School	05.06.2017
132.	WPA/2267/2025	1.Pragati Tamang 2.Sreejana Gurung	The State of West Bengal and Ors The State of West Bengal and Ors	Assistant Teacher Assistant Teacher	Rangbull High School Rangbull High School	04.9.2019 04.9.2019

Filed By Respondent G.T.A

Supriya Singh (Advocate)

4. It may be noted that apart from the category of Assistant Teachers, some non-teaching staff have also applied as petitioners. Mr. Bari, learned Advocate appears for the petitioners.

5. Considering the fact that this Court is considering the batch of petitions qua the Assistant Teachers, this Court without deciding the cause of the petitioners who are non-teaching staff, grants leave to them to apply before the appropriate forum, if so advised, in separate proceeding(s).
6. The petitioners claim to have been rendering voluntary service in the respective schools continuously without any break since their respective appointments. According to the petitioners, the petitioners have been appointed in the post which were either lying vacant or has become vacant due to the death of permanent Assistant Teacher, or on their retirement.
7. It is also the petitioner's case that these schools where the petitioners had been appointed as Assistant Teachers are government aided schools. Though, the petitioners have requisite qualification for the post, the appointments of the petitioners are yet to be approved and/or regularized.
8. Mr. Bari, learned advocate appearing for a set of petitioners would argue that the West Bengal School Service Commission Act, 1997 (hereinafter referred to as "the 1997 Act") for appointment of teaching and non-teaching staff in hill region has been suspended and as such no appointment is being made on the basis of the recommendations made by the School Service Commission in hill region except for only one occasion which had occurred during 1998-99. He would submit that in

terms of the provisions contained in Gorkhaland Territorial Administration Act, 2011 (hereinafter referred to as the “said Act”) and in terms of Section 26 thereof, the Gorkhaland Territorial Administration (GTA) has the administrative, financial and executive powers in the region in relation to school education including the Primary Education, Secondary Education, Higher Secondary Education (including vocational training); Physical Education; Government Schools. It is stated subsequent to suspension of application of 1997 Act. in respect of Darjeeling Gorkha Hill Council (DGHC), the District Inspector of Schools, DGHC was directed by a memo dated 16th September, 2010 to follow the usual procedure for appointment of non-teaching staff in secondary school under DGHC till the constitution of School Service Commission in hill area. Copy of the aforesaid memo as placed by Mr. Bari in Court is taken on record.

9. Mr. Bari would submit that following the above procedure, the petitioners had been appointed as assistant teachers. There is no irregularity in the appointment. Independent of the above, it is submitted that the issue of regularization of voluntary teachers fell for consideration before this Court in several matters. Incidentally, in the case of Ajay Kumar Kharka in WPA 727 of 2023 a direction issued by the learned Single Judge for regularization of the teachers had travelled upto the Hon’ble

Division Bench of this Court. The Division Bench of this Court in the case of ***Gorkhaland Territorial Administration and Anr. v. Ajay Kumar Kharka*** in **MAT 203 of 2023** by a judgment dated 13th September, 2024 reported in 2024 CHN JP 213(DB) by relying on the judgment delivered in the case of ***Gorkhaland Territorial Administration & Ors. v. Thinley Bhutia & Ors.***, in **MAT 170 of 2023** which dealt with the authority of the government to intervene in the process of permanently appointing non-teaching staff and/or grant of approval was, inter alia, please to return a finding that the principle espoused in the decision delivered in the case of ***Thinley Bhutia & Ors.*** (supra), are also to be applied in respect of the writ petitioners as assistant teacher appointed on temporary basis in the government aided schools during the subsistence of vacancies in the permanent sanctioned post otherwise the equality enshrined in Article 14 of the Constitution of India will be seriously infringed and accordingly, by noting in the said case that the writ petitioner was appointed temporarily against the vacancy of the permanent post in Government aided school held no official sanction or approval from the State Government is necessary and had accordingly dismissed the appeal thereby affirming the order passed by the learned Single Judge.

10. Mr. Bari, has also placed reliance on the judgment delivered in the case of ***Kishan Rai & Ors. v. Gorkhaland Territorial Administration Council, Lalkuthi & Ors.***, by a Co-ordinate Bench of this Court reported in **2024 Supreme (Online) (Cal) 4680**, and the case of ***State of Uttar Pradesh & Ors. V. Avind Kumar Srivastava & Ors.***, reported in **(2015) 1 SCC 347** to *inter alia*, contend that when a particular set of employees is given relief by a Court all other identically situated person under it need to be fitted alike by extending such benefit. If any contrary principle is applied the same would tantamount to violation of Article 14 of the Constitution of India. By relying on the above judgment in the said case of ***Kishan Rai & Ors.*** (supra) as well the Court had directed regularization of the petitioners who had already been appointed by the Managing Committee of the school in the respective sanctioned posts. He has also placed reliance on the judgment delivered by the Hon'ble Supreme Court in the case of ***National Insurance Company Limited v. Pranay Sethi & Ors.***, reported in **(2017) 16 SCC 680** on the concept of binding precedent. As such in the facts of the case since the petitioners who are the teachers and are similarly placed, should also be extended the similar benefit of regularization.
11. Ms. Singh, learned advocate appears on behalf of the GTA. She has, by relying on the affidavit-in-opposition, claimed that it is

within the competence of the GTA to approve the appointments having regard to the provisions contained in Section 26 of the said Act, however, subject to the condition that the vacant posts are to be filled up with the concurrence of the State Government. She also pointed out that in respect of according approval to the appointment of 313 assistant teachers, a writ petition was filed before this Hon'ble High Court challenging the approval already granted by the GTA and the State, on the ground that the appointments have been made without following the provisions of 1997 Act. Although, an interim order of stay was granted in relation to 313 assistant teachers who had been approved, the Hon'ble Division Bench of this Court by an interim order dated 24th December, 2025 in MAT 107 of 2025, after considering the submissions of all the parties while inviting exchange of affidavits had stayed the operation of the order for a limited period. She would also add that the said interim order passed by the Hon'ble Division Bench of this Court is still in force.

12. While responding to a query from the Court as to whether any steps had been taken pursuant to the order dated 12th November, 2024 passed by the co-ordinate bench of this Court in the case of **Kishan Rai & Ors.** (supra) directing regularization of service of teaching staff, Ms. Singh has placed before this Court a memo dated 20th November, 2025 issued by

the Executive Director, Education Department, GTA- Darjeeling which would demonstrate that in terms of the direction issued by the Coordinate Bench of this Court on 12th November, 2024 in ***Kishan Rai & Ors.*** (supra), five several persons have been issued approval and the appointments have already been made from the date noted in such memo. Ms. Singh has also placed before this Court an additional report dated 8th April, 2026 to highlight the procedure followed by GTA for verification of eligibility of the assistant teachers who are considered for being approved for appointment. Let such report filed in Court be taken on record.

13. Mr. Choudhury, learned Additional Advocate General has appeared and assisted this Court. He has placed before this Court diverse facts and figures, *inter alia*, including the total number of recommendations made so far by the GTA and the approval granted by the State. He has also drawn attention of this Court to the aforesaid facts and figures and submitted that GTA in all had initially made recommendation for regularization of 439 assistant teachers. Subsequently, a further recommendation was made in respect of 357 assistant teachers. These persons, according to the learned Additional Advocate General are already in employment in different schools. According to him, 439 assistant teachers have already been granted approval by the State upon obtaining necessary

concurrence from the finance department. Insofar as 313 out of 357 assistant teachers are concerned in principle the approval was granted. Though the State decided that their service shall be regularized, till date no approval has been granted from the State in absence of the concurrence from the finance department. While responding to a query from the Court he submits that considering the reservation policy, a hundred-point roster is ordinarily maintained in respect of the appointment to be made by the State. As such, in the instant case, the same should also be followed. He has also drawn attention of this Court to the interim order passed by the Coordinate Bench of this Court in **WPA 1089 of 2023**(*Jashimuddin Mondal & Ors. v. The State of West Bengal & Ors.*) along with **WPA 1162 of 2025** (*Trained Unemployed Youths Welfare Organisation & Anr. v. The State of West Bengal & Ors.*). He has also drawn attention of this Court to the memo issued by the Executive Director, Education Department dated 25th June, 2018, where under all administrative heads of the secondary level schools under GTA and the Headmistress/Headmaster/Head Teachers of all secondary, primary and upper primary level of schools under the GTA were notified that no engagement of voluntary teacher in schools in GTA should be made. It was brought to the notice of this Court in the said memo it is recorded that during

scrutiny it had come to the notice of the authority that in many cases the candidates who did not possess requisite qualification are engaged whimsically and in violation of the order dated 30th July, 2010 issued by the DGHC.

14. Mr. Choudhury, has also drawn attention of this Court to the notification dated 2nd March, 2016 whereby the West Bengal primary School Teacher Recruitment Rules had been published, though these matters do not concern the Primary School Teachers.
15. Mr. Goswami, learned advocate appears for certain other sets of petitioners who are also similarly placed, and adopts the submissions made by Mr. Bari. He also placed reliance on the judgments delivered by a Coordinate Bench of this Court in **WPA 299 of 2023 (*Siddanth Rai & Ors. v. Gorkhaland Territorial Administration Council & Ors.*)** on 7th February, 2023 and **WPA 316 of 2023 (*Wangal Lepcha & Ors. v. The State of West Bengal & Ors.*)** passed on the same date as also the judgment delivered in the case of ***Balkrishna Limbu v. Gorkhaland Territorial Administration Council & Ors.***, reported in **2025 SCC OnLine Cal 1080**. He submits in all the matters the parties have accepted the order and no appeal has been preferred.
16. Having heard the learned advocate appearing for the respective parties, I find several petitioners who have been appointed by

the Managing Committee of the respective schools noted against their names in a list which has already been extracted hereinabove. It is not in dispute that the provisions of the said 1997 Act have remained suspended in the hill region. The aforesaid fact would corroborate from the memo dated 5th September, 2003 issued by School Education Department (Secondary Education), Government of West Bengal. It is also not in dispute that in the hill region several schools have been running with voluntary teachers appointed by the managing committee now for nearly two decades. It is also not in dispute that previously on the basis of orders passed by this Court from time to time several similarly placed petitioners have been accorded approval who had been appointed on temporary basis against a permanent sanctioned post. This fact would also corroborate from the excerpts of the resolution taken by the GTA in its Executive Sabha Meeting held on 3rd November, 2023. In such meeting the issue of voluntary teachers was also taken up. To moreully appreciate the above, the said memo as placed before this Court by Ms. Singh is extracted herein below:

“Issue of voluntary teachers engaged in Higher Secondary Schools in the GTA area was raised by Sri Sanchabir Subba, Hon'ble Deputy Chief Executive.

The matter of Teacher-In-Charges working in the different schools were raised before the House.

After careful deliberation it was resolved that since no posts of Headmasters/Headmistress has been made in the GTA area for many years due to the non-formation of Regional School Service Commission, many teachers are working as TICs for many years, now, the matter shall be taken up with the Department of School Education, Government of West Bengal so that those eligible for becoming Headmaster/Headmistress as per specified qualification are designated as Headmaster/Headmistress for the time being without any financial benefit, and once Regional SSC is formed for the GTA area, their case may be considered sympathetically.

The process of recruitment to the posts of teachers in schools in the GTA area has been stalled for a long time due to non-formation of regional SSC. In this scenario, local educated youths having the requisite criteria to become teachers have been rendering voluntary service in the schools. They have devoted much of their time and energy to this cause without which many of the schools could not have functioned at all. It has been unanimously resolved by the Executive Sabha that:

The issue of recruitment of voluntary teachers will be taken up immediately after formation of recruitment rules of teachers;

Recruitment of voluntary teachers will be taken up against the sanctioned vacancies and fulfilment of subject criteria;

The Executive Sabha also acknowledged that fact that those genuine voluntary teachers have worked for a pretty long time without getting any remuneration, so it was also resolved that their cases would be considered sympathetically on humanitarian ground after formation of recruitment board, and process of new recruitment shall be initiated only after that The following agenda points pertaining to the Finance Department were moved by the Chief Controller of Finance, GTA.

In the year 2002, the office of the District School Board Darjeeling. During the tenure of Darjeeling Gorkha Hill Council conducted an interview for the primary teachers as per west Bengal primary school teachers recruitment rule 2001 within DGHC now GTA areas then the requisite qualification for the recruitment of primary teachers was school final (madhyamik passed) or its equivalent under the west Bengal Board of secondary education with one year BT training but it was very unfortunate that the whole procedure of appointment could not be completed in the stipulated period due to political disturbances within the hill reason.

It is pertinent to be mentioned here that after the settlement of GTA, District School Board Darjeeling got an approval vide memo no 190-SE(E)/9B-21/2012 dt.3/7/2012 (copy enclosed) of V. Sen Principle Secretary to the Govt. of west Bengal approval of recruiting primary teachers from the panel of incumbents of 2002 had been approved and later

memo no 355-SSE/13.4A-47P-2013 dtd 6/6/2013 (copy enclosed) of secretary to the Govt. of west Bengal school education dept. Kolkata primary teachers in Category "A" and category "B" as per their professional (one year B.T) and academic qualification (madhyamik) or its equivalent at the time of interview they were appointed as a primary teachers under District School Board Darjeeling GTA memo no 391(1A-13 dt. 13/2/2013 (copy enclosed) on the basis of west Bengal primary teachers recruitment Rule 2001.

As a result of that and now ultimately tremendous difficulties has been created in relation to pension case of those teachers whose age is/are crossed 45 years and above on the other hand the teachers who were appointed in Category "A" and have one year B. T course certificate which has not been treated as valid certificate whereas the "A" category teachers have already been received the allowance of "A" category and now after their retirement the office of Uttar kanya is being refused to accept "A" category certificate and returning back all the documents to the office of DSB Darjeeling.

Due to which the retired teachers whose age was more than 45 years and above while at the time of joining in service they are being deprived from getting their retiring benefits as pension, gratuity and other benefits.

Many teachers are also being deprived from their retiral benefits because of not completion of ten years of their service tenure.

If we go through the G.O mentioned above in which categorically it has stated that" In the meantime School Education matter has been transferred to GTA as per provisions of section 26 under chapter || of the GTA Act. 2011 read with section (60) (1) of the said Act the Executive powers in relation to items of work Of DSB Darjeeling to GTA. It has further stated that GTA is the appropriate authority for according to approval 606 candidates to the post of primary teachers in the GTA".

In view of the above facts and circumstances, the District School Board (P.E) Darjeeling has the ample authority to settle the problems arises in DSB in relation to Condonation of age of the teachers who are being deprived from their pensionary benefits and also for cashless notional benefits with effect from 31/12/2005 but no arrear will be admissible. salary

The Executive Sabha unanimously resolved that the enhancement of remuneration for Gaga Tshering College Sukhia employees in the same manner as Ghoom Jorebunglow College.

The House resolved to issue a corrigendum order accordingly."

17. I, however, notice as pointed out by the advocates for the parties that in respect of 313 voluntary teachers, an order was

passed by a co-ordinate Bench on 12th December, 2025 whereby such appointments were held to be illegal and following the same, the engagement of 313 voluntary teachers who had been regularized by Principal Secretary, School Education Department, Government of West Bengal was set aside and quashed. Incidentally, when a challenge to the above order came up for consideration before the Hon'ble Division Bench in appeal, in MAT 106 of 2025 (**Sayal Mukhia & Anr. v. Jashimuddin Mondal & Ors.**), with other matters, the Hon'ble Division Bench by noting the submissions of the parties including the stand taken by the learned Advocate General for the State in paragraph 12 of the order dated 24th December, 2025 was, *inter alia*, pleased to record and direct as follows:

“12. Indisputably prior to the appointment of the 313 voluntary teachers about 100 teachers similarly situated with them were granted appointment on the basis of the orders of Court and about 439 teachers were approved on the basis of a Cabinet decision. The validity of such appointment has also been questioned in the writ petitions. As the memo dated 8th March, 2019 containing a decision to regularize the appointment of 313 Voluntary teachers has been set aside, prima facie, the issue of maintainability of the writ petition and the issue of validity of the appointment of the other teachers may not survive

for any decision in the writ petitions kept pending. The judgment delivered would have a dissimilar impact upon the prior appointment and create an anomalous situation in future. The collation of facts put together prima facie, reveals that 313 voluntary teachers had already rendered a long period of service and the alleged irregularities in such appointment are bereft of malicious intent or corrupt practices. The learned single Judge appears to have been focused too rigidly on their initial terms of appointment ignoring the substantive reality of the prevailing political unrest and suspension of operation of 1997 Act.”

18. The aforesaid order, according to the parties, is still subsisting.

Although Ms. Singh, learned advocate has stated that in the light of the challenge already made, this Court should defer its consideration, I am of the view, simply because, a challenge to an approval is pending consideration at the instance of a third party, the same cannot stand in the way for this Court to consider the petitioners' cause which are pending consideration before this Court. As noted above, the challenge in the case of **Jashimuddin Mondal & Ors.** (supra) is yet to be finally adjudicated. The writ petition is also pending at the interim stage.

19. This apart, I find that the Division Bench of this Court in the case of **Ajay Kumar Kharka** (supra) in identical set of facts while taking note of the stand of the GTA that absorption in

permanent category cannot be done without the concurrence of the State Government, and while rejecting the challenge to grant of approval was, *inter alia*, pleased to observe as follows:

“6. We have considered the rival submission of the learned counsels of the parties and also the decision of the Hon'ble Co-ordinate Bench in MAT 170 of 2023 wherein Section 26 of the GTA Act, 2011 and also the relevant notifications were taken into consideration. It is true that the present petitioner is an Assistant Teacher of a government aided school which is used to receive grants from the State Government from time to time. In this regard, the Hon'ble Co-ordinate Bench has been pleased to distinguish between government-run schools and government aided schools. The relevant paragraphs of 16 and 17 (MAT 170 of 2023) may be quoted herein below:-

"16. Having heard the learned counsel for the parties and perusal of the records this Court is of the opinion that the Learned Single Judge's directive for the relevant respondent authorities to approve the appointments of the petitioners/respondent no. 1-37, contingent upon the fulfilment of eligibility criteria and following established procedural protocol, is legally sound and reasonable. As the State Government lacks the authority to intervene in the process of permanently appointing non-teaching staff, and no official sanction or approval is mandated for government-aided educational institutions, unlike government-run schools. The procedural and statutory limitations cited by the appellants, including the requirement of state

government's concurrence for filling vacant posts, do not override the directive for verification and approval conducted by the relevant authorities.

17. Therefore, as the managing committee of each aided school is obligated to deposit, on a monthly basis, its contribution towards the remuneration and other mandated benefits with the Administrator. The Administrator is then responsible for the disbursement, or ensuring the disbursement, of the salaries and allowances to the employees of the aided schools within the first week of each month. The managing committees of the respective schools herein respondents no. 41-65, in conjunction with the GTA, must recruit the qualified petitioners/respondent no. 1-37 in accordance with the criteria outlined in the Learned Single Judge's order."

7. *We do not find any cogent reason to differ with the reasons given by the Hon'ble Co-ordinate Bench since, in our view, the principles as espoused in the said decision are also be applied in respect of the respondent/writ petitioner, an assistant teacher appointed on temporary basis in a government-aided school, during subsistence of vacancy in the permanent sanctioned post; otherwise the equality clause as enshrined in Article 14 of our Constitution will be seriously infringed. We have no doubt that as the respondent/writ petitioner was appointed temporarily on the vacancy of permanent posts in a government aided school, no official sanction or approval from the State Government is necessary. In view of the above, we do not find any merits in*

the present appeal. Accordingly, the same is dismissed. No order as to costs. The impugned judgment passed by the Learned Single Judge in WPA 727 of 2023 is hereby affirmed.”

20. Records would reveal that in identical set of facts pursuant to the order passed in **Kishan Rai & Ors.** (supra), by memo dated 20th November, 2025 Assistant Teachers who had been appointed by the Managing Committee had been accorded approval. To morefully appreciate the same, relevant memo is extracted herein below:

GORKHALAND TERRITORIAL ADMINISTRATION
DEPARTMENT OF EDUCATION
 LOWIS JUBILEE COMPLEX
DARJEELING
 Email: gtoeducation@gmail.com

9/c

Order No. 96 /IV-45/EDN/GTA/2025-26	Date: 20.11.2025
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ORDER

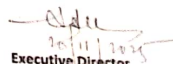
In compliance with the solemn order of the Hon'ble Justice Arindam Mukherjee, Single Bench of the High Court, Calcutta in its Circuit Bench at Jalpaiguri in respect of WPA No. 2355 of 2024, Kishan Rai & Ors Vs Gorkhaland Territorial Administration Council, Lalkothi & Ors. Dated: 12.11.2024, the approval is hereby issued to the appointment of the petitioners as mentioned hereinunder:

Sl. No.	Name of Petitioner	Post	Name of School	Date of Joining as per Order of the respective Managing Committee & Joining letter
A	B	C	D	E
1	KISHAN RAI	Work Education	Judhabir Higher Secondary School	02.09.2017
2	DEWAKAR RAI	Social Science	Judhabir Higher Secondary School	05.04.2017
3	BINA TIRKEY	Language	Judhabir Higher Secondary School	06.09.2021
4	MANISHA GURUNG	Accountancy	Judhabir Higher Secondary School	01.07.2022
5	PRASANS CHETTRI	Business Studies	Judhabir Higher Secondary School	01.07.2022

The salary of the Assistant Teacher concerned is admissible under the existing Grant-in-aid Rules.

This has been approved by the competent authority of the Gorkhaland Territorial Administration in e-file no. GTA-17/11/2025-EDEDD SEC GTA, Computer No. 1110612.

This order is issued in public interest.


 20/11/2025
 Executive Director
 Education Department,
 GTA – Darjeeling.

21. I find that in the instant case, the petitioners' claim to be working on temporary basis voluntary in sanctioned vacant post. The said stand of the petitioners is yet to be tested in a sense that final enquiry in this regard may be necessary for being undertaken by the GTA. However, having regard to the judgments delivered in **Ajay Kumar Kharka** (supra) and the judgments delivered by the Co-ordinate Bench in the case of **Kishan Rai & Ors.** (supra), **Siddanth Rai & Ors.** (supra), **Wangal Lepcha & Ors.** (supra), in my view, the respondents having regularized the appointment of other similarly placed candidates such benefit cannot be denied to the petitioners, if on scrutiny, it appears that the petitioners are similarly placed. For the said purpose, I am of the view that the GTA Education Department, at the first instance, must enquire the number of sanctioned permanent posts which have already been sanctioned in respect of the schools in the region and thereafter to ascertain the vacancy status in respect of each particular school and in the process as aforesaid, if it is found that the respective petitioners are working in sanctioned vacant posts and if, the respondents find on the basis of verification of the eligibility criteria of the respondents, the respective petitioners are eligible on the basis of the procedure as applicable in the State, then the permanent vacancies which are found to be vacant and have

not been filled up shall be filled up in accordance with the procedure and guidelines already available against such subject wise vacancies in terms of the observations made in the case of ***Kishan Rai & Ors.*** (supra).

22. The above exercise must be completed by the concerned respondents on an expeditious basis preferably, within a period of 16 weeks from the date of communication of this order.
23. With the above observations and directions, the writ petition is disposed of.
24. Urgent certified photo copy of this order, if applied for, be supplied to the parties expeditiously on compliance of usual legal formalities.

(Raja Basu Chowdhury, J.)