

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

**06.10.2026
rc/ct.no.CB-06
Item No.07**

**WPA No. 1620 of 2026
Yog Bahadur Chhetri
Versus
The State of West Bengal & Ors.**

Adv. Debarshi Dhar
Adv. Jonaki Saha ...for the petitioner

Adv. Shanghai Choudhury
Adv. Somdutta Patra ... for the State

Affidavit of service filed by the petitioner is taken on record.

The petitioner was appointed as a non-teaching staff (Group-D) in Jublee High School and superannuated on December 31, 2006. The petitioner initially exercised option under the Contributory Provident Fund cum Gratuity for which his case was not considered within the purview of West Bengal Recognised Non-Government Educational Institution Employees (Death-cum-Retirement Benefit) Scheme, 1981 for grant of pension. The petitioner has received gratuity as per Pension Payment Order issued by the concerned authority. The petitioner seeks to exercise option to come under the new revised pay scale as per ROPA Rules, 1990. He undertakes to deposit the employer's share of contribution alongwith interest and additional interest thereon. He submitted a representation in this regard before the concerned

authority on November 25, 2025 which is yet to be considered. He seeks consideration of the same.

In view of the fact that the representation submitted by the petitioner is pending since long, the District Inspector of Schools (SE), Darjeeling, being the 4th respondent herein, is directed to consider and dispose of the same within four weeks from the date of communication of this order in the light of the notification dated June 13, 2014.

The decision taken by the authority shall be communicated to the petitioner within a week thereof.

In the event the said authority arrives at a decision in favour of the petitioner, necessary consequential steps be taken at the earliest.

The writ petition is disposed of.

There shall be no order as to costs.

Since no affidavit has been invited, allegations contained in the writ petition shall be deemed not to have been admitted.

Urgent certified website copy of the order, if applied for, be given to the parties on compliance of requisite formalities.

(Suvra Ghosh,J)