

OBSERVATION

Md. Rakibul Islam, Group-D:-The petitioner, Md. Rakibul Islam is claiming that he has been working as Group-D employee since 2014 at Amdanga Kendriya Siddiquia Hamidia Sr. Madrasah (Fazil), North 24 Parganas without being appointed formally by the Managing Committee of the Madrasah and without any remuneration. However, being aware of the vacancy in that Madrasah, the petitioner submitted a verbal prayer before the Secretary of the Managing Committee of the Madrasah and after taking his interview, the Managing Committee issued Appointment Letter to him on 13/01/2016 and 21/01/2016. Since then, he has been working and signing on a separate Attendance Register without being certified by the Superintendent of the Madrasah. The Attendance Register has been produced by the petitioner. The letter of appointment produced by the petitioner reveals that he was recruited as per recommendation of the Selection Committee of the Madrasah being Special Meeting No. SPL-01/AKSHRSM/FAZIL/2016 dated 13/01/2016.

The Superintendent of the Madrasah stated that no Selection Committee was formed at the time of alleged appointment of Rakibul Islam and the D.I. of School, North 24 Parganas, never gave him sanction/approval for recruitment of Group-D staff in the Madrasah.

On scrutiny of the Resolution Book, we do not find any such Resolution being no. SPL-01/AKSHRSM/FAZIL/2016 dated 13/01/2016. It is crystal clear that on the basis of an imaginary Resolution, the Appointment Letter was created and as per the statement of Sirajul Islam, the Superintendent of Amdanga Kendriya Siddiquia Hamidia Sr. Madrasah (Fazil), North 24 Parganas, Joining Letter, Appointment Letter and Work Done Certificate of the petitioner have been manufactured and prepared by Md. Mustaque in his personal capacity without any support or without any Resolution of the Managing Committee of the Madrasah and without following the Rules of Recruitment as per Govt. Notification. 93-SE/S/10R-14/2013 dated 09/02/2015.

Under the circumstances stated above, we are of the considered view that the petitioner was never recruited following the Rules of Recruitment and he never attended the Madrasah. We also do not find any signature of the petitioner in the official Attendance Register of the Madrasah.

- Debi Prosad Dey*
1) Justice Debi Prosad Dey
(Chairman) 01/08/2023
- Manish Gupta*
2) Shri Manish Gupta 01/08/2023
(Member)
- Shri Sripati Mukhopadhyay*
3) Shri Sripati Mukhopadhyay
(Member) 01/08/2023