
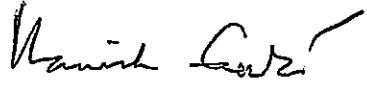


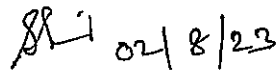
## OBSERVATION

Monirul Islam, Assistant Teacher, Bengali (Pass) : The petitioner obtained 43.92% in his B.A. examination and he had no B.Ed. degree. The petitioner is claiming himself as Assistant Teacher appointed by the Madrasah in terms of special meeting no. SPL/01/K.N.K.SR.M (Fazil)/2015 dated 14.12.2015. No Work Done Certificate has been filed on behalf of the petitioner, issued by the Headmaster/Teacher-in-Charge of the Madrasah to show that the petitioner has been working as Assistant Teacher. Abdul Malek, the Teacher-in-Charge of the Madrasah has categorically stated that the petitioner was never appointed following the Rules of Recruitment and there is no such resolution in the original Resolution Book as has been mentioned in the Letter of Appointment of the petitioner. The Teacher-in-Charge also produced the list of approved teachers and the original Attendance Register to show that the claim of the petitioner is false and fabricated. The petitioner is devoid of requisite qualification to be appointed as Assistant Teacher. On scrutiny of the Resolution Book, we do not find any such resolution in the official Resolution Book about alleged appointment of the Petitioner.

Having regard to the documents filed by the Petitioner, the Resolution Book of the Managing Committee and the statement of the D.I. of Schools and his report thereof, we are of the considered opinion that the petitioner was never recruited following Rules of Recruitment being no. 93-SE/S/10R-14/2013 dated 09.02.2015 having no requisite qualification and the Work Done Certificate issued by the Secretary, Managing Committee for the period, when the Madrasah was under the administration of Government administrator, cannot be accepted.

  
1. Justice Debi Prosad Dey  
(Chairman) 02/08/2023

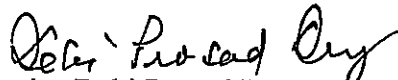
  
2. Shri Manish Gupta 02/08/2023  
(Member)

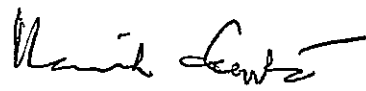
  
3. Shri Sripati Mukhopadhyay  
(Member)

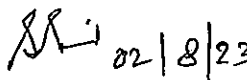
## OBSERVATION

Atiqur Rahaman, Group - D : Except the Work Done Certificate, Letter of Appointment and Joining report, the petitioner could not produce any valid documents to show that he was appointed as Group-D employee on 16.12.2015 in terms of special meeting no. SPL/01/K.N.K.SR.M (Fazil)/2015 dated 14.12.2015. On the other hand, we do not find any such resolution in the Resolution Book of the Managing Committee and the signature of the petitioner in the official Attendance Register. The Teacher-in-Charge and the D.I. of Schools (by filing a report) have unequivocally stated that the petitioner was never recruited following the Rules of Recruitment being no. 93-SE/S/10R-14/2013 dated 09.02.2015 and the petitioner never worked in the Madrasah.

Having regard to the documents filed by the petitioner, the Teacher-in-Charge and the D.I. of Schools, we are of the considered opinion that the petitioner was never recruited following the Rules of Recruitment rules being 93-SE/S/10R-14/2013 dated 09.02.2015 and he never worked in the Madrasah at any point of time. The claim of the petitioner is false and fabricated.

  
1. Justice Debi Prosad Dey  
(Chairman) 02/08/2023

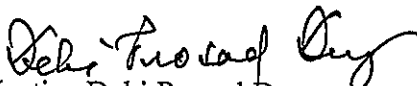
  
2. Shri Manish Gupta 02/08/2023  
(Member)

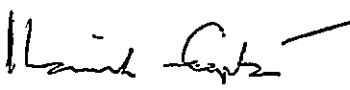
  
3. Shri Sripati Mukhopadhyay  
(Member)


## OBSERVATION

Sabbir Ahmed, Assistant Teacher, Theology (Pass) : Sabbir Ahmed is claiming to have been appointed as Assistant Teacher in Arabic/Theology (Pass), recruited as per special meeting no. SPL/01/2019 04.11.2019. The Teacher-in-Charge Abdul Malek has specifically stated that there is no such resolution in the official Resolution Book regarding appointment of the petitioner, the claim of the petitioner is false and fabricated and the petitioner never attended the Madrasah. On scrutiny of the Resolution Book, we also do not find any such resolution being meeting no. SPL/01/2019 04.11.2019. The official Attendance Registers also do not bear the signature of the Petitioner. The D.I. of Schools has also stated that the petitioner was never recruited following the Rules of Recruitment being no. 486-MD/O/2M-11/2016 dated 03.03.2016. The Teacher-in-Charge also did not issue any Work Done Certificate. Admittedly the school was under the control of administrator since 2017. However, one Md. Jamil claiming himself to be the Secretary of the Managing Committee of the Madrasah has issued Work Done Certificate for the period from 09.11.2019 to 27.02.2020, when the Madrasah was under the control of Administrator.

Having regard to the documents produced by the petitioner, the Resolution Book and Attendance Registers produced by the Teacher-in-Charge and the report of D.I. of Schools, we have no hesitation to hold the view that the petitioner was never recruited following the Rules of Recruitment being no. 486-MD/O/2M-11/2016 dated 03.03.2016 and he never worked as Assistant Teacher of the said Madrasah. The claim of the petitioner is false and fabricated.

  
1. Justice Debi Prosad Dey  
(Chairman) 02/08/2023

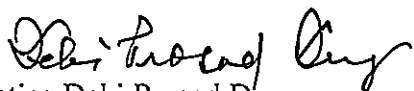
  
2. Shri Manish Gupta 02/08/2023  
(Member)

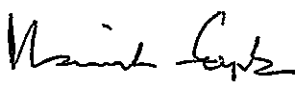
  
3. Shri Sripati Mukhopadhyay  
(Member) 02/8/2023

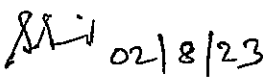
## OBSERVATION

Najema Khatun, Assistant Teacher, Under Graduate : The petitioner obtained 32.62% in her Fazil examination and she had no B.Ed. degree. The petitioner is claiming herself as Assistant Teacher appointed by the Madrasah in terms of special meeting no. SPL/01/K.N.K.SR.M (Fazil)/2015 dated 14.12.2015. No Work Done Certificate has been filed on behalf of the petitioner, issued by the Headmaster/Teacher-in-Charge of the Madrasah to show that the petitioner has been working as Assistant Teacher. Abdul Malek, the Teacher-in-Charge of the Madrasah has categorically stated that the petitioner was never appointed following the Rules of Recruitment and there ~~is~~<sup>is</sup> no such resolution in the original Resolution Book as has been mentioned in the Letter of Appointment in the petitioner. The Teacher-in-Charge also produced the list of approved teachers and the original Attendance Register to show that the claim of the petitioner is false and fabricated. The Petitioner is devoid of requisite qualification to be appointed as Assistant Teacher. On scrutiny of the Resolution Book, we do not find any such resolution in the official Resolution Book about alleged appointment of the Petitioner.

Having regard to the documents filed by the Petitioner, the Resolution Book of the Managing Committee and the statement of the D.I. of Schools and his report thereof, we are of the considered opinion that the Petitioner was never recruited following Rules of Recruitment being no. 93-SE/S/10R-14/2013 dated 09.02.2015, having no requisite qualification and the Work Done Certificate issued by the Secretary of the Managing Committee for the period, when the Madrasah was under the administration of Government administrator, cannot be accepted.

  
1. Justice Debi Prosad Dey  
(Chairman) 02/08/2023

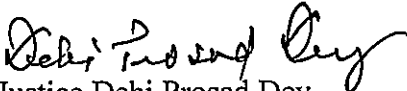
  
2. Shri Manish Gupta 02/08/2023  
(Member)

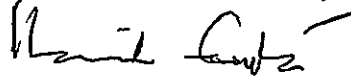
  
3. Shri Sripati Mukhopadhyay  
(Member)

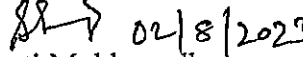
## OBSERVATION

**Abdur Rahaman** Assistant Teacher, Under Graduate : The petitioner obtained 58.14% in his Higher Secondary examination and he had no B.Ed. degree. The petitioner is claiming himself as Assistant Teacher appointed by the Madrasah in terms of special meeting no. SPL/01/K.N.K.SR.M (Fazil)/2015 dated 14.12.2015. No Work Done Certificate has been filed on behalf of the petitioner, issued by the Headmaster/Teacher-in-Charge of the Madrasah to show that the petitioner has been working as Assistant Teacher. Abdul Malek, the Teacher-in-Charge of the Madrasah has categorically stated that the petitioner was never appointed following the Rules of Recruitment and there is no such resolution in the original Resolution Book as has been mentioned in the Letter of Appointment of the petitioner. The Teacher-in-Charge also produced the list of approved teachers and the original Attendance Register to show that the claim of the petitioner is false and fabricated. The Petitioner is devoid of requisite qualification to be appointed as Assistant Teacher. On scrutiny of the Resolution Book, we do not find any such resolution in the official Resolution Book about alleged appointment of the Petitioner.

Having regard to the documents filed by the Petitioner, the Resolution Book of the Managing Committee and the statement of the D.I. of Schools and his report thereof, we are of the considered opinion that the petitioner was never recruited following Rules of Recruitment being no. 93-SE/S/10R-14/2013 dated 09.02.2015 having no requisite qualification and the Work Done Certificate issued by the Secretary of the Managing Committee for the period, when the Madrasah was under the administration of Government administrator, cannot be accepted.

  
1. Justice Debi Prosad Dey  
(Chairman) 02/08/2023

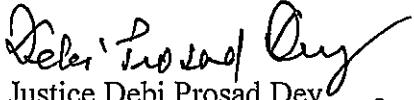
  
2. Shri Manish Gupta 02/08/2023  
(Member)

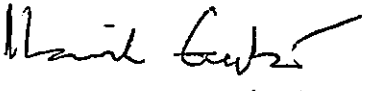
  
3. Shri Sripati Mukhopadhyay  
(Member)

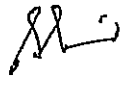
## OBSERVATION

Abdur Rahaman, Assistant Teacher, Theology (H/PG) : On the strength of Madrasah Special meeting no. SPL/01/K.N.K.SR.M (Fazil)/2019 dated 04.11.2019, The petitioner is claiming himself as legally appointed Assistant Teacher, Theology (H/PG). The Work Done Certificate has been issued by Md. Jamil for the period from 09.11.2019 to 27.02.2020. Abdul Malek, the Teacher-in-Charge has stated that Abdur Rahaman was never recruited following the Rules of Recruitment being 486-MD/O/2M-11/2016 dated 03.03.2016 and he never worked in the Madrasah. On scrutiny of the original Resolution Book produced by the Teacher-in-Charge, we do not find any resolution vide special meeting no. SPL/01/K.N.K.SR.M (Fazil)/2019 dated 04.11.2019. As per the Teacher-in-Charge, the Madrasah was under the control of administrator from 16.11.2017 and there was no valid Managing Committee. The Teacher-in-Charge did not issue any Work Done Certificate to the Petitioner. There is no signature of the petitioner in the official Attendance Register. Md. Jamil, therefore, cannot issue any such certificate in the capacity of the Secretary of the Managing Committee when there was no valid Managing Committee and the Madrasah was under the administration of Government administrator.

In the premises set forth above, what is apparent, is that the documents produced by the petitioner are all false and fabricated. The petitioner was never recruited following Rules of Recruitment being 486-MD/O/2M-11/2016 dated 03.03.2016 and he never worked in the Madrasah.

  
1. Justice Debi Prosad Dey  
(Chairman) 02/08/2023

  
2. Shri Manish Gupta 02/08/2023  
(Member)

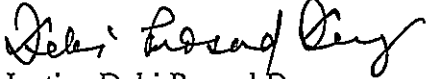
  
3. Shri Sripati Mukhopadhyay  
(Member) 02/8/2023


## OBSERVATION

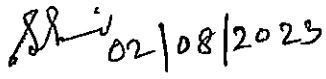
Md. Malek, Assistant Teacher, Theology (H/PG) : The petitioner on the basis of the resolution of the Managing Committee being special meeting no. SPL/01/2019 dated 04.11.2019 is claiming himself as Assistant Teacher, Theology. As per the petitioner, he was recruited under 10% management quota in terms of order dated 25.08.2015 passed by Hon'ble Division Bench, Kolkata High Court vide MAT NO. 473/2014. As per the petitioner, he did not appear in any written examination for being recruited as Teacher. On careful scrutiny of the Resolution Book of the Managing Committee, we do not find any such resolution as has been stipulated in the so called appointment letter of the petitioner. There is no signature of the petitioner in the official Attendance Register/. The petitioner has also not filed any photocopy of Resolution Book/Attendance Register duly certified by the appropriate authority.

The Madrasah is under the control of Government Administrator since 2017. Abdul Malek, the Teacher-in-Charge has categorically stated that the petitioner was never appointed following Rules of Recruitment being 486-MD/O/2M-11/2016 dated 03.03.2016 and the Madrasah had no valid Managing Committee since 2017. The Teacher-in-Charge also did not grant any Work Done Certificate to the petitioner and specifically stated that the petitioner never worked as Assistant Teacher in the Madrasah. Curiously enough, one Md. Zamil issued Work Done Certificate for the period from 09.11.2019 to 27.02.2020 during such period there was no valid Managing Committee.

Considering the materials produced by the petitioner, Teacher-in-Charge and D.I. of Schools (by filing a report thereof), we are of the considered opinion that Md. Malek was never recruited following Rules of Recruitment being 486-MD/O/2M-11/2016 dated 03.03.2016 and he never worked in that Madrasah. The claim of the petitioner is false and fabricated.

  
1. Justice Debi Prosad Dey 02/08/2023  
(Chairman)

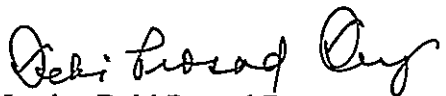
  
2. Shri Manish Gupta 02/08/2023  
(Member)

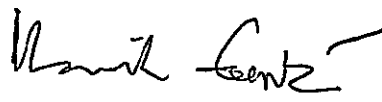
  
3. Shri Sripati Mukhopadhyay  
(Member)

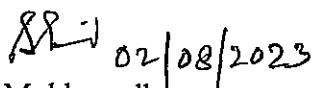
## OBSERVATION

Nurun Nesa, Assistant Teacher, Under Graduate : The petitioner obtained 44.57% in her Higher Secondary examination and he had no B.Ed. degree. The petitioner is claiming herself as Assistant Teacher appointed by the Madrasah in terms of special meeting no. SPL/01/K.N.K.SR.M (Fazil)/2015 dated 14.12.2015. No Work Done Certificate has been filed on behalf of the petitioner, issued by the Headmaster/Teacher-in-Charge of the Madrasah to show that the petitioner has been working as Assistant Teacher. Abdul Malek, the Teacher-in-Charge of the Madrasah has categorically stated that the petitioner was never appointed following the Rules of Recruitment and there is no such resolution in the original Resolution Book as has been mentioned in the Letter of Appointment in the petitioner. The Teacher-in-Charge also produced the list of approved teachers and the original Attendance Register to show that the claim of the petitioner is false and fabricated. The Petitioner is devoid of requisite qualification to be appointed as Assistant Teacher. On scrutiny of the Resolution Book, we do not find any such resolution in the official Resolution Book about alleged appointment of the Petitioner.

Having regard to the documents filed by the Petitioner, the Resolution Book of the Managing Committee and the statement of the D.I. of Schools and his report thereof, we are of the considered opinion that the Petitioner was never recruited following Rules of Recruitment being no. 93-SE/S/10R-14/2013 dated 09.02.2015 having no requisite qualification and the Work Done Certificate issued by the Secretary of the Managing Committee for the period, when the Madrasah was under the administration of Government administrator, cannot be accepted.

  
1. Justice Debi Prosad Dey 01/08/2023  
(Chairman)

  
2. Shri Manish Gupta 02/08/2023  
(Member)

  
3. Shri Sripati Mukhopadhyay 02/08/2023  
(Member)

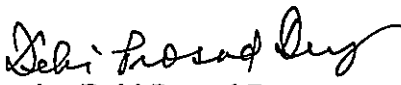


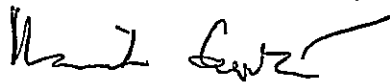
## OBSERVATION

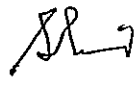
Nurul Islam, Assistant Teacher, Arabic (Pass) : The petitioner on the basis of the resolution of the Managing Committee being meeting no. special meeting no. SPL/01/2019 dated 04.11.2019 is claiming himself as Assistant Teacher, Theology. As per the petitioner, he was recruited under 10% management quota in terms of order dated 25.08.2015 passed by Hon'ble Division Bench, Calcutta High Court vide MAT NO. 473/2014. As per the petitioner, he did not appear in any written examination for being recruited as Teacher. On careful scrutiny of the Resolution Book of the Managing Committee, we do not find any such resolution as has been stipulated in the so called appointment letter of the petitioner. There is no signature of the petitioner in the official Attendance Register. The petitioner has also not filed any photocopy of Resolution Book/Attendance Register duly certified by the appropriate authority.

The Madrasah is under the control of Government Administrator since 2017. Abdul Malek, the Teacher-in-Charge has categorically stated that the petitioner was never appointed following Rules of Recruitment being 486-MD/O/2M-11/2016 dated 03.03.2016 and the Madrasah had no valid Managing Committee since 2017. The Teacher-in-Charge also did not grant any Work Done Certificate to the petitioner and specifically stated that the petitioner never worked as Assistant Teacher in the Madrasah. Curiously enough, one Md. Jamil issued Work Done Certificate for the period from 09.11.2019 to 27.02.2020 during such period there was no valid Managing Committee.

Considering the materials produced by the petitioner, Teacher-in-Charge and D.I. of Schools (by filing a report thereof), we are of the considered opinion that the petitioner was never recruited following Rules of Recruitment being 486-MD/O/2M-11/2016 dated 03.03.2016 and he never worked in that Madrasah. The claim of the petitioner is false and fabricated.

  
1. Justice Debi Prosad Dey 02/08/2023  
(Chairman)

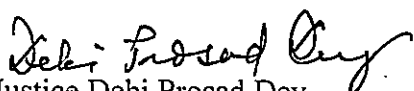
  
2. Shri Manish Gupta 02/08/2023  
(Member)

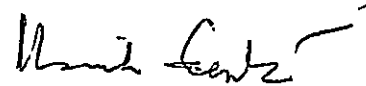
  
3. Shri Sripati Mukhopadhyay 02/8/2023  
(Member)

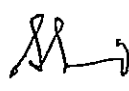
## OBSERVATION

Kawsera Begum, Assistant Teacher, Under Graduate : The petitioner obtained 49.28% in her Higher Secondary examination and she had no B.Ed. degree. The petitioner is claiming herself as Assistant Teacher appointed by the Madrasah in terms of special meeting no. SPL/01/K.N.K.SR.M (Fazil)/2015 dated 14.12.2015. No Work Done Certificate has been filed on behalf of the petitioner, issued by the Headmaster/Teacher-in-Charge of the Madrasah to show that the petitioner has been working as Assistant Teacher. Abdul Malek, the Teacher-in-Charge of the Madrasah has categorically stated that the petitioner was never appointed following the Rules of Recruitment and there is no such resolution in the original Resolution Book as has been mentioned in the Letter of Appointment in the petitioner. The Teacher-in-Charge also produced the list of approved teachers and the original Attendance Register to show that the claim of the petitioner is false and fabricated. The Petitioner is devoid of requisite qualification to be appointed as Assistant Teacher. On scrutiny of the Resolution Book, we do not find any such resolution in the official Resolution Book about alleged appointment of the Petitioner.

Having regard to the documents filed by the Petitioner, the Resolution Book of the Managing Committee and the statement of the D.I. of Schools and his report thereof, we are of the considered opinion that the Petitioner was never recruited following Rules of Recruitment being no. 93-SE/S/10R-14/2013 dated 09.02.2015 having no requisite qualification and the Work Done Certificate issued by the Secretary of the Managing Committee for the period, when the Madrasah was under the administration of Government Administrator, cannot be accepted.

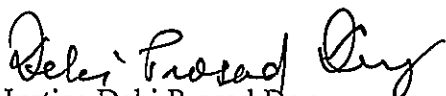
  
1. Justice Debi Prosad Dey  
(Chairman) 02/08/2023


  
2. Shri Manish Gupta 02/08/2023  
(Member)

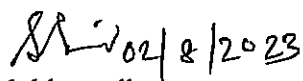
  
3. Shri Sripati Mukhopadhyay 02/8/2023  
(Member)

## OBSERVATION

Manirul Hoque, Assistant Teacher, Theology (H/PG) : The petitioner is claiming himself to be the Assistant Teacher, Theology (H/PG) of Kantirpa N.K. Sr. Madrasah, Uttar Dinajpur. As per recommendation of the selection committee, the petitioner was appointed on the strength of Special meeting no. special SPL/01/K.N.K.SR.M (Fazil)/2019 dated 04.11.2019. Admittedly, the final result of B.Ed. of the petitioner was published on 28.02.2020, which clearly reveals that the petitioner had no B.Ed. degree on the date of alleged recruitment. On careful scrutiny of the Resolution Book, we do not find any such resolution being special meeting no. SPL/01/K.N.K.SR.M (Fazil)/2019 dated 04.11.2019. Secondly, the petitioner had no requisite qualification to be appointed as Assistant Teacher on 04.11.2019 due to want of B.Ed. degree. The Teacher-in-Charge Abdul Malek by producing the Resolution Book and Attendance Register has categorically stated that Manirul Hoque was never recruited following Rules of Recruitment being 486-MD/O/2M-11/2016 dated 03.03.2016 and he never worked in the Madrasah. The D.I. of Schools also corroborated such statements by filing a report thereof. Under such circumstances, having regard to the documents and statement of the petitioner, Teacher-in-Charge and D.I. of Schools, Uttar Dinajpur, we are of the considered opinion that the petitioner was never recruited under the Rules of Recruitment being no. 486-MD/O/2M-11/2016 dated 03.03.2016 and he never worked in the Madrasah. The claim of the Petitioner is false and fabricated.

  
1. Justice Debi Prosad Dey  
(Chairman) 02/08/2023

  
2. Shri Manish Gupta  
(Member) 02/08/2023

  
3. Shri Sripati Mukhopadhyay  
(Member) 02/08/2023

## OBSERVATION

Kabejul Islam, Assistant Teacher, Pure Science (Pass) : The petitioner is claiming himself to be the Assistant Teacher of Pure Science of Kantirpa N.K. Sr. Madrasah, Uttar Dinajpur. As per the Letter of Appointment, the petitioner was appointed on the strength of resolution vide meeting no. 4/2018 dated 07.08.2018. The petitioner has also produced the Photostat copies of newspaper "AAJKAL" published from North Bengal dated 18.06.2018 under the signature of the Secretary, Md. Jamirul of Kantirpa N.K. Sr. Madrasah, Uttar Dinajpur in order to show that the vacancy was duly published in the newspaper. The Teacher-in-Charge Abdul Malek, has stated that there was no valid Managing Committee on and from 16.11.2017. The Madrasah was under the control of the administrator on and from 16.11.2017. Therefore, Md. Jamil, Secretary of Kantirpa N.K. Sr. Madrasah, Uttar Dinajpur had no locus standi to publish any such advertisement for recruitment of teachers on 18.06.2018. The entire exercise in that regard is the outcome of a bigger conspiracy between Sk. Zamil and Kabejul Islam to manufacture documents for the purpose of proving that Kabejul Islam was recruited following Rules of Recruitment. Abdul Malek has categorically stated that there is no such resolution being no. 4/2018 dated 07.08.2018 since there was no Managing Committee on that date. We also find on scrutiny of the Resolution Book and the Attendance Register that Kabejul Islam was never recruited following Rules of Recruitment and he never worked in that Madrasah. The claim of Kabejul Islam is false and based on fabricated documents.

*Debi Prosad Dey*  
1. Justice Debi Prosad Dey  
(Chairman) 07/08/2023

*Manish Gupta*  
2. Shri Manish Gupta  
(Member) 07/08/2023

*Sripati Mukhopadhyay*  
3. Shri Sripati Mukhopadhyay  
(Member) 07/08/2023