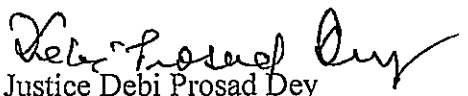



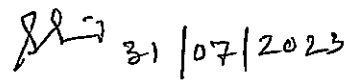
## OBSERVATION

**Md. Mir Mosarraf Hossain, Group – C (Clerk)** : As per the statement of the petitioner, he never appeared in any written examination for being recruited as Group – C (Clerk). He met Wahedur Rahaman, the then Secretary of the Managing Committee on 08.10.2015 and after perusing his papers, the Secretary handed over the appointment letter to him. We do not find any Original Resolution being no. 13/MC/2015 dated 08.10.2015 to satisfy ourselves that the petitioner was recruited following the Rules of Recruitment as per Govt. notification no. 93-SE/S/10R-14/2013 dated 09.02.2015. As per the Teacher-in-Charge, the petitioner was never recruited following the Rules of Recruitment as per govt. notification no. 93-SE/S/10R-14/2013 dated 09.02.2015 and he never worked as Group-C employee of the Madrasah. On the contrary, he was the son of former Secretary of the Madrasah, Samsul Haque and that's why some papers have been manufactured regarding appointment of the petitioner. The D.I. of Schools also stated that the petitioner was never recruited following the Rules of Recruitment under Govt. notification no. 93-SE/S/10R-14/2013 dated 09.02.2015. The Work Done Certificates produced by the petitioner would not prove that he was recruited following the Rules of Recruitment.

Under the circumstances stated above, we have no hesitation to say that the petitioner was never recruited following the Rules of Recruitment as per Govt. notification no. 93-SE/S/10R-14/2013 dated 09.02.2015 and he never worked in that Madrasah.

  
1. Justice Debi Prosad Dey  
(Chairman) 28/7/23

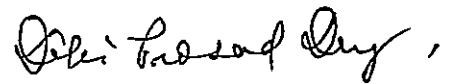
  
2. Shri Manish Gupta 31/07/2023  
(Member)

  
3. Shri Sripati Mukhopadhyay  
(Member)

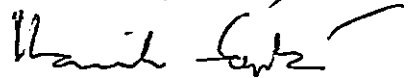
## OBSERVATION

A.B. Tarikur Reja, Assistant Teacher, History (H/PG) : The petitioner is claiming that he has been working as Assistant Teacher, History in that Milangarh Sajjadia High Madrasah (H.S), Malda since 14.10.2015. As per the petitioner, he never appeared in any written examination for being recruited as Teacher of the Madrasah. He met Mr. Wahedur Rahaman, the then Secretary of the Managing Committee of the Madrasah on 20.07.2015, who handed over the appointment to the petitioner. The statement of the petitioner goes to show that he was never recruited following the Rules of Recruitment as per Govt. notification no. 93-SE/S/10R-14/2013 dated 09.02.2015. The Teacher-in-Charge, Fakhruddin Al Mahmud has stated that he did not get any official Resolution Book for the period from 2015 to 05.08.2022 and the petitioner was never recruited and worked as Assistant Teacher as per Govt. notification no. 93-SE/S/10R-14/2013 dated 09.02.2015. The D.I. of Schools also stated by filing a report that the petitioner was never recruited following the Rules of Recruitment bearing no. 93-SE/S/10R-14/2013 dated 09.02.2015. The Original Resolution or the original appointment letter as has been filed by the petitioner, have not been produced before the Committee for verification. The verification certificates produced by the petitioner do not prove that he was recruited following the Rules of Recruitment. Lastly, there is no signature of the petitioner in the official Attendance Register maintained by the Madrasah. The Teacher-in-Charge also pointed out that the petitioner is the brother-in-law of the then Headmaster, Md. Saifuddin. He being brother-in-law of the then Headmaster manufactured some papers for getting mileage in matters of appointment.

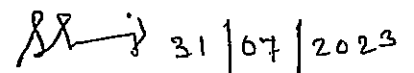
Under the circumstances stated above, we have no hesitation to say that the petitioner was never recruited following the Rules of Recruitment as per Govt. notification no. 93-SE/S/10R-14/2013 dated 09.02.2015 and he never worked in that Madrasah.



1. Justice Debi Prosad Dey  
(Chairman) 31/07/2023



2. Shri Manish Gupta 31/07/2023  
(Member)



3. Shri Sripati Mukhopadhyay  
(Member)

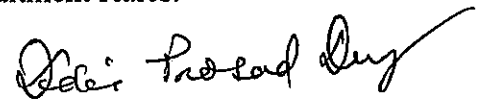
## OBSERVATION

**Mst. Samina Yesmin, Assistant Teacher, Bengali (Pass) :** The petitioner is claiming that she has been appointed as Assistant Teacher, Bengali (Pass) on and from 08.10.2015. In support of our contention, the petitioner has referred meeting no. 13MC/2015 dated 08.10.2015 as the Resolution adopted by the Managing Committee for giving appointment to the Petitioner. Admittedly, the petitioner never appeared in any written examination or before any Interview Board. Admittedly, the petitioner had no B.Ed. degree and obtained 44.26% marks in aggregate in her B.A examination. That goes to show that the petitioner had no requisite qualification to be appointed as Assistant Teacher.

The Teacher-in-Charge Fakhruddin Al Mahmud has been working in that Madrasah since 04.07.1988 as Assistant Teacher and while taking charge as Teacher-in-charge of the Madrasah, he did not receive the official Resolution Book for the period from 2015 to 05.08.2022 from his predecessors. The Teacher-in-Charge has filed the copy of charge takeover and makeover to show that there is specific stipulation that he did not get any official Resolution Book for the period from 2015 to 05.08.2022. By filing a number of documents, the Teacher-in-Charge has categorically stated that Samina Yeasmin was never recruited following Rules of Recruitment as Assistant Teacher in the Madrasah and she never worked in the Madrasah.

The official Attendance Register also does not bear the signature of the petitioner to show that she has been working since 14.10.2015. The D.I. of Schools also stated by filing a report thereof that the petitioner was never recruited following the Rules of Recruitment as per Govt. notification no. 93-SE/S/10R-14/2013 dated 09.02.2015.

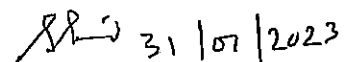
Under the circumstances stated above, we are of the considered view that the petitioner was never recruited following Rules of Recruitment as per Govt. notification no. 93-SE/S/10R-14/2013 dated 09.02.2015 and she never worked in that Madrasah. The certificates filed by the petitioner have had no bearing in the recruitment of the petitioner in terms of the Recruitment Rules.



1. Justice Debi Prosad Dey  
(Chairman) 31/07/2023



2. Shri Manish Gupta 31/07/2023  
(Member)

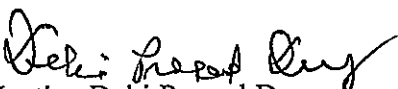


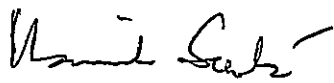
3. Shri Sripati Mukhopadhyay  
(Member)

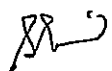
## OBSERVATION

Priyanka Katiyar, Assistant Teacher, English (Pass) : As per the statement of the petitioner she obtained 47.88% marks in aggregate in her B.A. (Pass) examination and she had no B.Ed. degree on the date of her alleged appointment. We do not find any Original Resolution Book so as to look into meeting no. 01/APPT./2015 dated 06.07.2018, by which the petitioner was appointed as Assistant Teacher. The petitioner further stated that Wahedur Rahaman, the then Secretary of the Madrasah is her elder brother and she never appeared in any written examination for being recruited as Teacher of the Madrasah. the Teacher-in-Charge Fakhruddin Al Mahmud as well as the D.I. of Schools corroborated that the petitioner was never recruited following Rules of Recruitment as per govt. notification no. 486-MD/O/2M-11/2016 dated 03.03.2016. There is no signature of the petitioner in the official Attendance Register to show that she has been working in that Madrasah since 09.07.2018. As per the statement of Teacher-in-Charge, the petitioner is the daughter-in-law of Abdus Samad, the President of the Managing Committee of the Madrasah.

Under the circumstances stated above, we have no hesitation to say that the petitioner having no requisite qualification to be appointed as Assistant Teacher, was never recruited following the Recruitment Rules as per Govt. notification no. 486-MD/O/2M-11/2016 dated 03.03.2016 and she never worked in the Madrasah. Being the sister of the Secretary and daughter-in-law of the President of such Madrasah, the petitioner has prepared some documents in a desperate move to legalize her appointment.

  
1. Justice Debi Prosad Dey  
(Chairman) 31/07/23

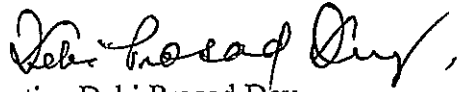
  
2. Shri Manish Gupta  
(Member) 31/07/23


  
3. Shri Sripati Mukhopadhyay  
(Member) 31/07/2023

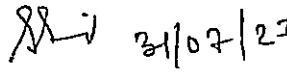
## OBSERVATION

**Mastara Khatun, Group – D (Matron) :** As per the statement of the petitioner, she never appeared in any written examination and the then Secretary issued appointment letter in her favour. Fakuuddin Al Mahmud, present Teacher-in-Charge has categorically stated that the petitioner was never recruited following Rules of Recruitment as per Govt. Notification No. 486-MD/O/2M-11/2016 dated 03.03.2016. More so, he did not get the Original Resolution Book of the Managing Committee for the period from 2015 to 05.08.2022. Thus, we could not look into the Original Resolution Book to satisfy ourselves that the petitioner was recruited following the Rules of Recruitment. The Teacher-in-Charge further stated that Mastara Khatun is the wife of former Secretary, Wahedur Rahaman. The D.I. of Schools has also stated that she was never recruited following the Rules of Recruitment. There is no signature of the petitioner in the official Attendance Register maintained by the Madrasah.

Under the circumstances stated above, we have no hesitation to say that the petitioner was never recruited following the Rules of Recruitment as per Govt. Notification No. 486-MD/O/2M-11/2016 dated 03.03.2016 and he never worked in that Madrasah.

  
1. Justice Debi Prosad Dey  
(Chairman) 31/07/2023

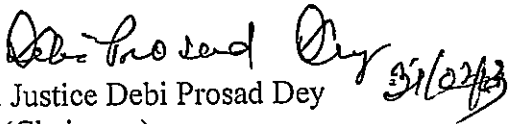
  
2. Shri Manish Gupta 31/07/2023  
(Member)

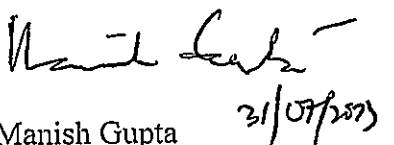
  
3. Shri Sripati Mukhopadhyay  
(Member)

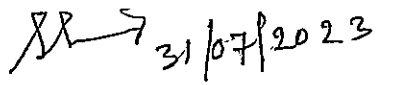
## OBSERVATION

Oliur Rahaman, Assistant Teacher, Work Education (Pass) : As per the statement of the petitioner, he has been working as Assistant Teacher, work education on and from 06.07.2018 though he never appeared in any written examination. On the basis of his educational qualification, appointment was directly given to him on 06.07.2018. In absence of Original Resolution Book, we are not in a position to verify that on the strength of meeting no. 01/APPT./2018 dated 06.07.2018, the petitioner was appointed as Assistant Teacher following the Rules of Recruitment. As per Fakhruddin Al Mahmud, the Teacher-in-Charge of the Madrasah, this Petitioner has been working and receiving salary from Milangarh Sajjadia High Madrasah (H.S), Malda as Teacher-on-Deputation of Bengali from 17.02.2017 to June, 2019. The relevant papers showing that the Petitioner has drawn salary as Teacher-on-Deputation from 17.02.2017, has been filed by the Teacher-in-Charge. Naturally, there was no question of appointment as Assistant Teacher against sanctioned post on 06.07.2018 as he was then working as Teacher-on-Deputation and drawing salary from the Madrasah. There is no signature of the petitioner in the official Attendance Register maintained by the Madrasah.

Under the circumstances stated above, we have no hesitation to say that the petitioner was never recruited following the Rules of Recruitment as per Govt. notification no. 486-MD/O/2M-11/2016 dated 03.03.2016 and he never worked as full time Assistant Teacher against sanctioned post in that Madrasah.

  
1. Justice Debi Prosad Dey 31/07/23  
(Chairman)

  
2. Shri Manish Gupta 31/07/2023  
(Member)

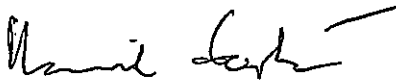
  
3. Shri Sripati Mukhopadhyay  
(Member)

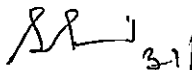
## OBSERVATION

**Abu Hayat, Group - D :** The Petitioner is claiming himself as Night Guard in Milangarh Sajjadia High Madrasah (H.S), Malda. As per the statement of the petitioner, one Samsul Haque, the then Secretary handed over the appointment letter to him and he has been working since 10.04.2019. No Original Resolution has been produced to show that on the strength of meeting no. 2/APPT./2019 dated 05.04.2019, the petitioner was appointed following the Rules of Recruitment. The Teacher-in-Charge, Fakuruddin Al Mahmud and the D.I. of Schools have unequivocally stated by filing many many documents that the petitioner was never recruited following the Rules of Recruitment. There is no signature of the petitioner in the Attendance Register.

Under the circumstances stated above, we have no hesitation to say that the petitioner was never recruited following the Rules of Recruitment as per Govt. notification no. 486-MD/O/2M-11/2016 dated 03.03.2016 and he never worked in that Madrasah.

  
1. Justice Debi Prosad Dey  
(Chairman) 31/07/2023

  
2. Shri Manish Gupta  
(Member) 31/07/2023

  
3. Shri Sripati Mukhopadhyay  
(Member) 31/07/2023