

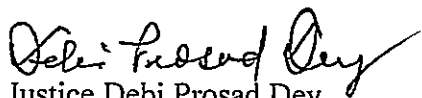
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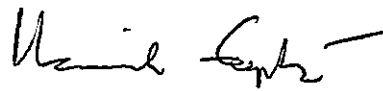
Arjina Khatun, Assistant Teacher, Bio Science (Pass): Photo copy of letter of appointment reveals that the petitioner was appointed in terms of the Special Meeting No. SPL-01A/PGHPJHM/2016 dated 28.02.2016 of the Managing Committee and she duly joined the Madrasah on 02.03.2016. However, she could not file any copy of Resolution or Attendance Register to justify that such Resolution was actually adopted by the Madrasah and that she has been working since 02.03.2016. Admittedly, the petitioner had no B.Ed. degree at the time of her joining in the Madrasah. That goes to show that the petitioner had no requisite qualification to be appointed as Assistant Teacher of Madrasah.

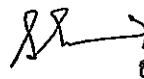
Md. Abu Turab Pailan has been working as Headmaster of Madrasah since 18.01.2022 and he has no idea as to how the petitioner was recruited. The necessary Resolution Books and Attendance Registers for the period from 2016 to 2020 were not handed over to the Headmaster.

The D.I. of Schools has also stated that the Rules of Recruitment were not complied with and no intimation was given or any permission was obtained from D.I. of Schools at the time of alleged recruitment of Arjina Khatun as per Govt. Notification No. 93-SE/S/10R-14/2013 dated 09.02.2015.

Under the circumstances stated above, we are of considered view 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 she never worked in the Madrasah.


1. Justice Debi Prosad Dey
(Chairman) 02/08/23 -


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


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

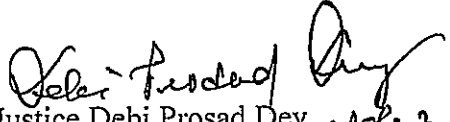
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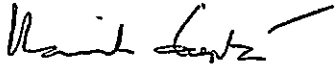
Sk. Ajmal Alam, Assistant Teacher, History (Pass): On the basis of Special Meeting No. SPL-01A.PGHPGHM/2016 dated 28.02.2016, the petitioner is claiming that he was appointed as Assistant Teacher of the Madrasah on and from 28.02.2016. The petitioner could not file any document to show such copy of Resolution. The Attendance Register has also not been produced to justify that the petitioner has been working since 02.03.2016. No document has been produced to show that Rules of Recruitment being Govt. Notification No. 93-SE/S/10R-14/2013 dated 09.02.2015 were complied with at the time of alleged appointment of the petitioner.

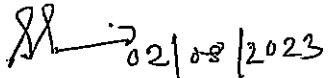
The Headmaster joined on 18.01.2022 but he did not get the Resolution Books for the year 2016-2020 at the time of his joining and Attendance Register for the period 2016 to 2019. The alleged letter of appointment also reveals that the Rules of Recruitment were never complied with in respect of alleged appointment of the petitioner. The petitioner had no requisite qualification to be appointed as Assistant Teacher.

ADI, Contai, Subhasis Mitra has also stated that Rules of Recruitment as per Govt. Notification No. 93-SE/S/10R-14/2013 dated 09.02.2015 were never complied with at the time of alleged recruitment of the petitioner. The Work Done Certificate submitted by the petitioner also could not be verified for want of official Attendance Register.

Considering the facts and circumstances of such material produced by the parties, we are of considered opinion 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 the Madrasah.


1. Justice Debi Prosad Dey 21/8/23
(Chairman)


2. Shri Manish Gupta 01/08/2023
(Member)

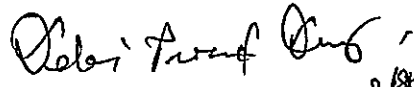

3. Shri Sripati Mukhopadhyay
(Member)

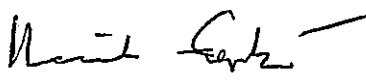
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Sudarshan Jana, Assistant Teacher, Work Education (Pass): The petitioner is claiming to have been appointed as Assistant Teacher Work Education on and from 02.03.2016. The photo copy of the appointment letter, joining letter and the Work Done Certificate could not be verified due to non-production of the original Resolution Book, Attendance Register and due to non-appearance of the concerned persons. The Headmaster has been working in that Madrasah since 18.01.2022 and he has categorically stated that he did not get the original Resolution Book for the period from 2016 to 2020 and Attendance Register from 2016 to 2019.

The Headmaster has had no idea about the mode and manner of appointment of the petitioner. The ADI, Contai, Subhasis Mitra has also stated that the Rules of Recruitment as per Govt. Notification No. 93-SE/S/10R-14/2013 dated 09.02.2015 was never complied with in respect of the appointment of the petitioner.

Under the circumstances stated above, we are of considered view 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 the Madrasah.


1. Justice Debi Prosad Dey 2/8/2023
(Chairman)


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


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

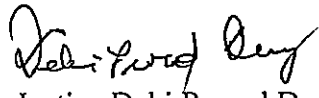
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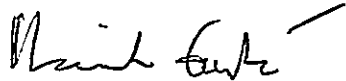
Sabina Yesmin Shah, Assistant Teacher, Bengali (Pass): As per Resolution No. 14A of the Managing Committee dated 29.02.2016, the petitioner was appointed on 29.02.2016 as Assistant Teacher Bengali (Pass) under 10% Management quota in Purba Garchakrabberia H.B.Jr. High Madrasah. On scrutiny of her education qualification, we find that she obtained 38.22% marks in her B.A. examination and she had no B.Ed. degree on the date of her alleged appointment. Md. Abu Turab Pailan, the present Headmaster has categorically stated that he did not get the original Resolution Book of the Managing Committee prior to 2018 and he has had no idea about the mode and manner of the process of appointment of the petitioner. Therefore, the Work Done Certificate produced by the petitioner also loses its importance in view of such statement of the Headmaster.


Secondly, the original Attendance Register has not been produced to show that the petitioner has been working since her appointment. Subhasis Mitra, the ADI, Contai has also stated that the Rules of Recruitment being Govt. Notification No. 93-SE/S/10R-14/2013 dated 09.02.2015 were never complied with the alleged appointment of the petitioner.

The Headmaster has produced certified copy of the Resolution dated 02.03.2022 where from it is evident that the Resolution Books for the year 2016 to 2022 and the Teachers Attendance Registers for the period 2016 to 2019 were not handed over to the Headmaster on the date of his taking charge of such institution i.e., 02.03.2022.

Under the circumstances stated above, we find that there is no valid document to hold that Sabina Yesmin Shah was recruited following the Rules of Recruitment vide Govt. Notification No. 93-SE/S/10R-14/2013 dated 09.02.2015 and she, having no requisite qualification to be appointed as Assistant Teacher, has been working as Assistant Teacher in the Madrasah since 02.03.2016 (for non-production of the original Attendance Register of any document to show that the attendance of the petitioner).


1. Justice Debi Prosad Dey 21/08/2023
(Chairman)


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


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