

OBSERVATION

Nilufar Tabassum:- The Petitioner, Nilufar Tabassum is claiming herself as Asstt. Teacher, Pure Science (Pass) of Sagar Moniruddin High Madrasah, South 24 Parganas and said to have been recruited following the meeting no. UM-SPL/01/2015 dated 16/12/2015 of the Managing Committee of the Madrasah.

Admittedly, the petitioner, Nilufar Tabassum had no requisite qualification to be appointed as an Asstt. Teacher of the concerned Madrasah. The resolution reveals that as per the order of the Hon'ble High Court, Nilufar Tabassum was recruited by the Managing Committee of the Madrasah. No such order of the Hon'ble High Court was placed before us to justify such recruitment of Nilufar Tabassum. The original Resolution Books have been suppressed by the Headmaster of the Madrasah, Sk. Muklesur Rahman and he did not produce the original Resolution Book, despite repeated notices issued by this Committee. The Resolution Book produced by the Headmaster, contains only two resolutions of 2015 and 2019 only. It is, therefore, apparent that such Resolution Book has been manufactured to justify the recruitment of the petitioner and other incumbents of this proceeding.

The Headmaster, however, has stated that Nilufar Tabassum was never recruited following the Rules of Recruitment being No. 93-SE/S/10R-14/2013 dated 09/02/2015. The D.I. of School, South 24 Parganas, has corroborated the said fact. A separate Attendance Register has been produced showing the attendance of the petitioner and others. The official Attendance Registers maintained by the Madrasah containing the signature of the approved teachers and non-teaching staff of the Madrasah, have been produced in order to show that the petitioner was properly recruited following the Rules of Recruitment and having requisite qualification. The necessary important papers namely, the Resolution Book of the Managing Committee, the official Attendance Register of the Madrasah, the report of the D.I. of School, South 24 Parganas, are urgently required, instead of that one manufactured copy of the Resolution Book, Attendance Register of the petitioner, have been produced by the Headmaster of the Madrasah along with the Work Done Certificate issued by the Secretary of Sagar Moniruddin High Madrasah.

The Headmaster refused to produce the original Resolution Book and the official Attendance Register of the Madrasah in order to suppress the actual state of affairs, despite issuance of successive notices by this Committee and thereby, he did not co-operate with the Committee, constituted by the Hon'ble Supreme Court for the purpose of verification. We request the concerned Government Authority to take appropriate action against the Headmaster of the Madrasah for non-co-operation with the Committee and defiance of the order of the Committee.

We are of the considered opinion that the petitioner was never recruited following the Rules of Recruitment being No. 93-SE/S/10R-14/2013 dated 09/02/2015, having no requisite qualification and in absence of the material documents mentioned herein above,

- 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

OBSERVATION

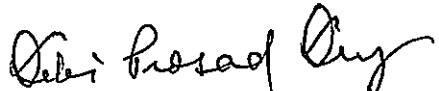
Gopal Chandra Sahoo:- The Petitioner, Gopal Chandra Sahoo is claiming himself as Asstt. Teacher, Geography (Pass) of Sagar Moniruddin High Madrasah, South 24 Parganas and said to have been recruited following the meeting no. UM-SPL/01/2015 dated 16/12/2015 of the Managing Committee of the Madrasah.

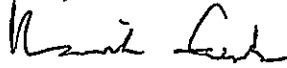
Admittedly, the petitioner, Gopal Chandra Sahoo had no requisite qualification to be appointed as an Asstt. Teacher of the concerned Madrasah. The resolution reveals that as per the order of the Hon'ble High Court, Gopal Chandra Sahoo was recruited by the Managing Committee of the Madrasah. No such order of the Hon'ble High Court was placed before us to justify such recruitment of Gopal Chandra Sahoo. The original Resolution Books have been suppressed by the Headmaster of the Madrasah, Sk. Muklesur Rahman and he did not produce the original Resolution Book, despite repeated notices issued by this Committee. The Resolution Book produced by the Headmaster, contains only two resolutions of 2015 and 2019 only. It is, therefore, apparent that such Resolution Book has been manufactured to justify the recruitment of the petitioner and other incumbents of this proceeding.

The Headmaster, however, has stated that Gopal Chandra Sahoo was never recruited following the Rules of Recruitment being No. 93-SE/S/10R-14/2013 dated 09/02/2015. The D.I. of School, South 24 Parganas, has corroborated the said fact. A separate Attendance Register has been produced showing the attendance of the petitioner and others. The official Attendance Registers maintained by the Madrasah containing the signature of the approved teachers and non-teaching staff of the Madrasah, have been produced in order to show that the petitioner was properly recruited following the Rules of Recruitment and having requisite qualification. The necessary important papers namely, the Resolution Book of the Managing Committee, the official Attendance Register of the Madrasah, the report of the D.I. of School, South 24 Parganas, are urgently required, instead of that one manufactured copy of the Resolution Book, Attendance Register of the petitioner, have been produced by the Headmaster of the Madrasah along with the Work Done Certificate issued by the Secretary of Sagar Moniruddin High Madrasah.

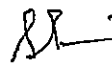
The Headmaster refused to produce the original Resolution Book and the official Attendance Register of the Madrasah in order to suppress the actual state of affairs, despite issuance of successive notices by this Committee and thereby, he did not co-operate with the Committee, constituted by the Hon'ble Supreme Court for the purpose of verification. We request the concerned Government Authority to take appropriate action against the Headmaster of the Madrasah for non-co-operation with the Committee and defiance of the order of the Committee.

We are of the considered opinion that the petitioner was never recruited following the Rules of Recruitment being No. 93-SE/S/10R-14/2013 dated 09/02/2015, having no requisite qualification and in absence of the material documents mentioned herein above,

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- 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

OBSERVATION

Sabina Yesmin:- The Petitioner, Sabina Yesmin is claiming herself as Group 'C' (Clerk) of Sagar Moniruddin High Madrasah, South 24 Parganas and said to have been recruited following the meeting no. UM-SPL/01/2015 dated 16/12/2015 of the Managing Committee of the Madrasah.

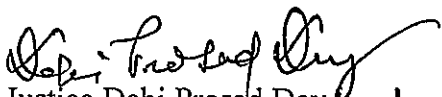
Admittedly, the petitioner, Sabina Yesmin never appeared in any written examination for being recruited as clerk of Sagar Moniruddin High Madrasah, South 24 Parganas. The original Resolution Book and the original Attendance Register of the Madrasah have been produced by the Headmaster of the Madrasah, Muklesur Rahman.

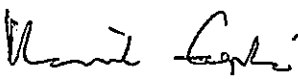
The Headmaster, despite successive notices issued by this Committee, however, admitted that the petitioner was never appointed following the Rules of Recruitment as contains in 93-SE/S/10R-14/2013 dated 09/02/2015. One resolution, containing only two resolutions dated 16/12/2015 and 05/05/2019, have been produced suppressing the original Resolution Book of the Managing Committee. Palpably, it transpires that the Resolution Book of the Managing Committee which would contain only two resolutions of 2015 and 2019 keeping the remaining pages of the register blank. The Headmaster has also referred to produce the original Resolution Book and the original Attendance Register, despite issuance of successive notices by this Committee.

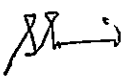
We, therefore, request the Government to take appropriate action against the Headmaster of the Madrasah for non-co-operation with the Committee, constituted by the Hon'ble Supreme Court.

The D.I. of School, South 24 Parganas, by submitting a report has also stated that the petitioner was never recruited following the Rules of Recruitment being No. 93-SE/S/10R-14/2013 dated 09/02/2015.

Under such circumstances, we are of the considered view that the petitioner, Sabina Yesmin was never recruited following the Rules of recruitment being No. 93-SE/S/10R-14/2013 dated 09/02/2015 and she never worked in the Madrasah.


1) Justice Debi Prosad Dey 21/07/2023
(Chairman)


2) Shri Manish Gupta 21/07/2023
(Member)


3) Shri Sripati Mukhopadhyay 21/07/2023
(Member)

OBSERVATION

Rajlaxmi Das:- The Petitioner, Rajlaxmi Das is claiming herself as Group 'D' employee of Sagar Moniruddin High Madrasah, South 24 Parganas and said to have been recruited following the meeting no. UM-SPL/04/2019 dated 02/05/2019 of the Managing Committee of the Madrasah.

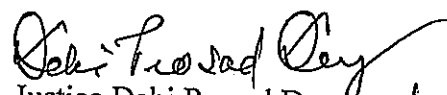
Admittedly, the petitioner, Rajlaxmi Das never appeared in any written examination for being recruited as a member of staff of Sagar Moniruddin High Madrasah, South 24 Parganas. The original Resolution Book and the original Attendance Register of the Madrasah have been produced by the Headmaster of the Madrasah, Muklesur Rahman.


The Headmaster, despite successive notices issued by this Committee, however, admitted that the petitioner was never appointed following the Rules of Recruitment as contains in 486-MD/O/2M-11/2016 dated 03/03/2016. One Resolution Book, containing only two resolutions dated 16/12/2015 and 05/05/2019, have been produced suppressing the original Resolution Book of the Managing Committee. Palpably, it transpires that the Resolution Book of the Managing Committee which would contain only two resolutions of 2015 and 2019 keeping the remaining pages of the register blank. The Headmaster has also suppressed the original Resolution Book and the original Attendance Register, despite issuance of successive notices by this Committee.

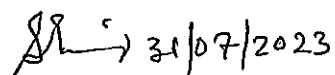
We, therefore, request the Government to take appropriate action against the Headmaster of the Madrasah for non-co-operation with the Committee, constituted by the Hon'ble Supreme Court.

The D.I. of School, South 24 Parganas, by submitting a report 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.

Under such circumstances, we are of the considered view that the petitioner, Rajlaxmi Das was never recruited following the Rules of recruitment being No. 486-MD/O/2M-11/2016 dated 03/03/2016 and she never worked in the Madrasah.


1) Justice Debi Prosad Dey 30/07/2023
(Chairman)


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


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