

Sanjay

Government of West Bengal  
School Education Directorate  
Bikash Bhavan, 7<sup>th</sup> floor.  
Salt Lake City, Kolkata - 91.

Memo No. 61/1(22)LP  
1C/193/LP/2014

Dated, Kolkata, the 25/02/2015

From :: The Commissioner, School Education, West Bengal.

To :: The Chairman,  
District Primary School Council (All)

Sub :: W.P. No. 23361(W) of 2014

Debdas Sarkar & Ors

-Versus-

The State of West Bengal & Ors.

Ref :: Order No. 1529-SE(Law)/PL/5S-233/14 dated 19/12/2014 of the School  
Education Department, Government of West Bengal

With reference to the above, he is hereby informed that the teachers who obtained 1-year PTT Certificate after 31/12/2005 is not entitled to get the benefit of "A" Category Scale of Pay. A photocopy of the order No. 1529-SE (Law)/PL/5S-233/14 dated 19/12/2014 of the School Education Department, Government of West Bengal is attached herewith for his ready reference.

This is for his information and necessary action.

  
Commissioner, School Education  
West Bengal

**Memo No. 789/70**

**Dated : 13/03/2015**

**Copy forwarded for information and taking necessary action to :**

- 1) The Secretary, DPSC, Burdwan.
- 2) The Controller of Finance, DPSC, Burdwan.
- 3-62) The Sub-Inspector of Schools, (All Circle) Burdwan.
- 63) The Head Clerk, DPSC, Burdwan.
- 64) The Accountant, DPSC, Burdwan.
- 65-68) The Bill-in-Charge, DPSC, Burdwan.
- 69) The C.C. to Chairman, DPSC, Burdwan.
- 70) The Computer Section for website, DPSC, Burdwan

  
Chairman  
District Primary School Council,  
Burdwan

AD 1-C 30/12

**Government of West Bengal  
School Education Department  
Law Branch**

**Bikash Bhavan, Salt Lake City, Kolkata-700091**

No. 1529-SE (Law)/PL/5S-233/14

Date: 19.12.2014

**ORDER**

W.P. No. 23361 (W) of 2014  
Sri Debdas Sarkar & Ors.

Vs

The State of West Bengal & Ors.

DD (L)



RECEIVED WITH  
OF THE  
DATE  
S

21/6/14  
29/12/14

Pursuant to the order dated 20.08.2014 passed in the aforesaid matter by the Hon'ble Justice Dipankar Datta, the case was considered.

2. A hearing was held on 18.11.2014. The petitioners attended the hearing. Ld. Advocate pleaded on behalf of the petitioners.
3. Ld. Advocate claimed that his clients are entitled to "A" category scale of pay due to their obtaining Certificate in respect of PTT Examination conducted by the West Bengal Board of Primary Education. He also submitted that their training session was held from 01.07.2005 to 30.06.2006. But their Examination was held in February 2011 and their result was published on 14.07.2011. The Ld. Advocate also submitted that the persons similarly situated and circumstanced have already been given benefit in the district of Hooghly by the District Primary School Council, Hooghly in terms of the G.O. No. 389 (38)-SE (E) dated 13.08.2012.
4. Having considered the facts and circumstances of the case, it is found:-
  - (a) That the petitioners were appointed to the service before 03.09.2001 but they obtained 1 Year PTT certificate on 14.07.2011 i.e., after 31.12.2005.
  - (b) It appears from Note-2 under first Schedule of the National Council for Teacher Education (Determination of Minimum Qualifications for Recruitment of Teachers in Schools) Regulation 2001 dated 4<sup>th</sup> September, 2001 published in terms of F-No. 9-2/2001/NCTE dated 03.09.2001 that with the promulgation of the National Council for Teacher Education Act, 1993 read with the National Council for Teacher Education (Determination of Minimum Qualifications for Recruitment of Teachers in Schools) Regulation 2001, Primary Teacher's Training degree or diploma for 1 year duration after 31.12.2005 is not a valid certificate as per NCTE Norms.
  - (c) Since, the petitioners obtained 1 year PTT Certificate after 31.12.2005, the School Education Department, Government of West Bengal is not in a position to recognise the said one Year Primary Teacher Training Certificate.

10/193/40/2014



(d) Since, "A" category Scale of Pay is allowed to a Primary School Teacher under the District Primary School Council who possesses at least Madhyamik or equivalent academic degree alongwith Teacher Training Certificate as per NCTE norms, the petitioner cannot be allowed "A" category Scale of Pay as per their claim as their training certificate is not upto the mark as per NCTE, rules.

(e) It is not consistent that persons similarly situated and circumstanced enjoying the benefit of "A" Category Scale of Pay have been allowed by some District Primary School Councils in terms of the G.O. No. 389 (38)-SE (E) dated 13.08.2012. There is no such provision in the said G.O. to allow such benefit to the teachers obtained 1 year PTT Certificate after 31.12.2005. The Commissioner of School Education, West Bengal is requested to communicate this decision to all concerned.

Thus, the matter is disposed of. All concerned be informed accordingly.


Sd/-  
Secretary

No. 1529/1(4)SE (Law)/PL/5S-233/14

Date:19.12.2014

Copy forwarded for information and necessary action to:-

- ✓ 1. The Commissioner of School Education, West Bengal, Bikash Bhavan, 7<sup>th</sup> Floor, Salt Lake, Kolkata-91.
2. The Chairman, District Primary School Council, Birbhum, Vidyasagar Bhavan, P.O.-Suri, Dist.-Birbhum, Pin-731 101.
3. The District Inspector of Schools (PE), Birbhum, Siksha Bhavan, P.O.-Suri, Dist.-Birbhum, Pin-731 101.
4. Shri Debdas Sarkar, S/o-Late Arun Kumar Sarkar, Vill.-Kharia, P.O.-MD. Bazar, Dist.-Birbhum, Pin-731 132.

  
Deputy Secretary