

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

The Hon'ble Justice Soumitra Pal (Chairman)
& The Hon'ble Mr. P. Ramesh Kumar (Administrative Member)

Case No – OA 1133 OF 2017

TAPAN GHOSH Vs The State of West Bengal & Ors.

Serial No. and Date of order. 1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary 3
<p style="text-align: center;">6</p> <hr/> <p>19.09.2018</p>	<p>For the Applicant : Mr. S. Mitra Advocate</p> <p>For the State Respondents: None</p> <p style="text-align: center;">Let affidavit of service affirmed on 18th September, 2018 filed today be kept on record.</p> <p style="text-align: center;">Despite service of notice, none appears on behalf of the respondents.</p> <p style="text-align: center;">In this application, the reliefs sought for are as under :</p> <p style="text-align: center;">“(a) Direction do issue upon the respondent authorities, their men, agents and / or subordinates to send the name of the applicant for the post of Panchayat Accounts & Audit officer, by considering his age as an OBC candidates so that the applicant can participate in the interview for the said post.</p> <p style="text-align: center;">(b) A direction upon the</p>	

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	<p>respondents their men, agents and or subordinates to follow the provisions of age relaxation of the OBC candidates for selection to the post of Panchayat Accouns & Audit Officer.</p> <p>(c) A direction upon the respondents to follow the same rules and procedure for 60% direct recruitment and 40% serving employees of the three tier Panchayats.</p> <p>(d) And / or pass such other order or orders as your Lordships may deem fit and proper.”</p> <p>It appears that the method for recruitment to the said post is as under :</p> <p>“(a) 60% of the post by direct recruitment through the Public Service Commission, West Bengal;</p> <p>(b) 40% of the post by selection from employees of Zilla Parishad, Panchayat Samities and Gram Panchayats to be made on the basis of interview to be conducted by the Public Service Commission, West Bengal.</p>	

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SCN.	<p>It is submitted by Mrs. S. Mitra, learned advocate for the applicant that as age relaxation has been granted in the case of direct recruitment through the Public Service Commission, West Bengal, similar age relaxation may be granted for 40% post while selecting employees from OBC category. Submission is that though representation dated 8th December, 2017 to that effect was made before the District Panchayat and Rural Development Officer, Nadia, respondent no. 2 (iv) it has not been considered. Aggrieved, this original application has been filed.</p> <p>Having heard Mrs. Mitra and considering the facts and circumstances of the case, this original application is disposed of by directing the District Panchayat and Rural Development Officer, Nadia, respondent no. 2 (iv) to dispose of the representation dated 8th December, 2017 by passing a reasoned order to be communicated to the parties within eight weeks from the date of presenting a copy of this order after giving an opportunity of hearing and after verifying the records.</p> <p>(P. Ramesh Kumar) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	