

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 245 OF 2017

MOFIZUL ISLAM 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;">9</p> <hr/> <p>19.09.2018</p>	<p>For the Applicant : Mr. S. Agarwal Advocate</p> <p>For the State Respondents: None</p> <p>For the P.S.C., West Bengal : Mr. A.L. Basu Mr. S. Bhattacharya Advocate</p> <p>In this application, the applicant, claiming to be a land loser and falling under the exempted category, has prayed for a direction upon the Principal Secretary, Food & Supplies Department, Government of West Bengal, respondent no.1 to issue appointment letter in his favour for the post of Sub-Inspector in the Food & Supplies Department since he had filed an application for appointment.</p> <p>It is submitted by Mrs. S. Agarwal, learned advocate for the applicant that since the applicant belongs to land loser category and had filed an application for being appointed under the exempted category, as he qualified for the post, the Food & Supplies Department, Government of West Bengal may be directed to appoint him.</p>	

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SCN.	<p>Mr. A.L. Basu, learned advocate for the respondent no. 2 and 3 submits that it is evident from the advertisement issued by the West Bengal Staff Selection Commission that the last date and time for submission of the application was 4 P.M. on 4th September, 2015. It is also evident from the application dated 16th November, 2016 filed by the applicant under the Right to Information Act, 2005 addressed to the Secretary-cum-Controller of Examinations, West Bengal Staff Selection Commission, Kolkata that on 23rd November, 2015 the application was sent to enlist the name of the applicant under the exempted category which is much beyond the last date. Moreover, it is submitted that the selection process took place in the year 2015 and results have already been published.</p> <p>Heard Mrs. Agarwal and Mr. Basu. Since admittedly, the last date for hearing the application was 4th September, 2015 and the application was sent on 23rd November, 2015, which is after the last date, no order can be passed in this application. The application is disposed of.</p> <p>(P. Ramesh Kumar) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	