

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 – MA – 162 OF 2018 and OA 839 OF 2018

SANDIP KUMAR ROY & ORS. 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>1</p> <hr/> <p>06.02.2018</p>	<p>For the Applicant : Mr. A.L. Basu, Mrs. S. Agarwal, Mr. S. Bhattacharjee, Advocate</p> <p>For the Respondents : Mr. S. Ghosh, Advocate</p> <p>Heard Mr. A.L. Basu, learned advocate for the applicant and Mr. S. Ghosh, leaned advocate appearing on behalf of the State respondents. Delay in filing the application is condoned. The application MA-162 of 2018 is allowed.</p> <p>By consent of Mr. Basu and Mr. S. Ghosh the original application is taken up for hearing.</p> <p>In this application the applicants have prayed for a direction upon the respondents to set aside the memo dated 10th August, 2017 appearing at page 26 of the Original Application and to rectify the appointment letter dated 18th July, 2001 appearing at page 17 of the Original Application, whereby all the three applicants were appointed. It is submitted by Mr. Basu, learned advocate that since the impugned rejection order dated 10th August,</p>	

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SCN	<p>2017 as evident from page 26 of the original application, is cryptic, it cannot be sustained.</p> <p>Mr. Ghosh submits that since it is evident from the representation dated 10th August, 2013 filed by Sandip Kumar Roy, the applicant no.1, he had accepted the appointment as work charge Group 'D' employee and other employees after accepting the appointment letter had worked all these years, and as the cause of action, if any, arose in the year, 2001, no order may be passed.</p> <p>Heard Mr. Basu and Mr. Ghosh, learned advocates for the parties. Evidently the applicants by memo dated 18th July, 2001 were appointed as Chowkidar under the work-charge establishment of Nadia Irrigation Division. Admittedly after working for so many years, they have prayed rectification of their appointment letter. Since the applicants had accepted their appointments as work charge establishment as evident from the impugned orders appearing at pages 25 and 26 of the Original Application, the said orders require no interference. Accordingly, no order is passed on this application. Hence, the Original Application is dismissed.</p> <p>(P. Ramesh Kumar) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	