

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Dr. Subesh Kumar Das**

Case No – OA 697 OF 2018

Pranab Kumar Mondal & 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
04 19.06.2019	<p>For the Applicants : Mr. M.N. Roy, Mr. R. Pattanayak, Learned Advocates.</p> <p>For the Respondents : Mr. G.P. Banerjee, Learned Advocate.</p> <p>The applicants have prayed for direction upon the respondents for granting them promotion to the post of Assistant Engineer (Civil) in the Directorate of Public Health Engineering, Government of West Bengal on consideration of the representations submitted by each of them on April 2, 2019.</p> <p>It appears from the materials on record that the applicants joined in the post of Sub-Assistant Engineers in the Directorate of Public Health Engineering during the period from 1979 to 1982 and retired from service on different dates during the period from 2014 to 2018. The grievance of the applicants is that they have been deprived of promotion to the post of Assistant Engineers in spite of fulfilling eligibility criteria for promotion, though some Sub-Assistant Engineers were granted adhoc promotion to the post of Assistant Engineers and subsequently the said adhoc promotion was regularised by giving benefits of service to all of them.</p> <p>Mr. M.N. Roy, Learned Counsel for the applicants, has not pressed for prayers of the original application except prayer (v) whereby the applicants</p>	

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have prayed for direction upon the respondents to consider and dispose of the representations submitted by them.

Mr. G.P. Banerjee, Learned Counsel representing the state respondents, submits that he has no objection in consideration of the representations submitted by the applicants, but the Tribunal must keep in mind that all of them have approached the Tribunal after their retirement from service.

Having heard Learned Counsel representing both parties and on consideration of the submission made from the Bar, we are of the view that the respondent no. 1 should consider the representations of the applicants in accordance with law within a specific period of time. Accordingly, the respondent no. 1, Principal Secretary to the Government of West Bengal, Department of Public Health Engineering is directed to consider the representations submitted by each of the applicants on April 2, 2019 (as reflected from the supplementary application filed by the applicants) in accordance with law within a period of 12 (twelve) weeks from the date of communication of the order and convey the decision to the applicants within a period of 2 (two) weeks thereafter.

With the above direction, the original application stands **disposed of**.

Sanjib

(S.K. DAS)
MEMBER(A)

(R. K. BAG)
MEMBER (J)

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