

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 766 OF 2019****SAGAR RUHIDAS AND ANR. 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;">3</p> <hr/> <p>14.11.2019</p>	<p>For the Applicant : Mr. A. Banerjee, Miss S. Dasgupta, Advocates</p> <p>For the Respondents: Mr. G.P. Banerjee, Advocate</p> <p>Though the matter has appeared under the heading “New Application”, on the prayer of Mr. A. Banerjee, learned advocate for the applicant, the matter is taken up for hearing to which Mr. G.P. Banerjee, learned advocate for the respondents in his usual fairness does not oppose.</p> <p>In this application Sagar Ruhidas, the applicant no.1, belonging to the SC category, had applied for the post of Constable (Male) in the selection process of West Bengal Police in the year, 2015. The applicant no.2, Smt. Bharati Murmu, belonging to the ST category had applied for the post of Junior Lady Constable for LWE affected areas in the districts of Paschim Medinipur (including Jhargram Police District), Bankura and Purulia in West Bengal Police in the year, 2016. They have prayed for a direction upon the respondents to grant appointment in the said posts in the respective categories.</p>	

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	<p>Mr. A. Banerjee, learned advocate submits that since both the applicants have passed physical measurement test and physical efficiency test, appropriate order may be passed for granting appointment in their respective categories.</p> <p>Mr. G.P. Banerjee, learned advocate submits on instruction that Sagar Ruhidas, the applicant no.1, belonging to the SC category, after having participated in the physical measurement test and physical efficiency test, appeared in the written test and secured 14.25 marks. Since in the SC category the cut-off marks for interview call was 29.25 marks, the applicant no.1 was not shortlisted for interview. So far as Bharati Murmu, the applicant no.2, belonging to ST category, is concerned, submission is that she participated in the physical efficiency test and secured 15 marks in the physical efficiency test and secured 11.50 marks in the written test. Thus total marks obtained was 26.50 marks. Since in the ST category the cut-off marks for interview was 32.25 marks, the applicant no.2 was not shortlisted for interview. Moreover, since the applicants had appeared in the two separate selection processes, single original application is not maintainable to which Mr. A. Banerjee objects and submits that both the applicants had participated in the same selection process. Let a copy of the written</p>	

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SCN.	<p>instruction filed by Mr. G.P. Banerjee, be kept on record and a copy be served on Mr. A. Banerjee, which is served and accepted.</p> <p>Since we find Sagar Ruhidas, the applicant no.1, belonging to the SC category, after having participated in the physical measurement test and physical efficiency test, had secured 14.25 marks in the written test whereas in the SC category the cut-off marks for interview was 29.25 marks, and Bharati Murmu, the applicant no.2, belonging to ST category, secured 15 marks in the physical efficiency test and 11.50 marks in the written test and total marks obtained was 26.50 marks, whereas in the ST category the cut-off marks for interview call was 32.25 marks, no order is passed in this application. The application is disposed of.</p> <p>Mr. A. Banerjee submits that liberty may be granted to the applicant to challenge the selection process in the written test and interview. In our view as the said prayer does not require an order to be passed, no order is passed in this regard.</p> <p>(P. Ramesh Kumar) MEMBER (A)</p>	<p>(Soumitra Pal) CHAIRMAN</p>