

ORDER SHEET

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

**The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)**

**Case No. – CCP 45 of 2024 [OA 646 of 2022]**

**Mita Dey Saha** -- **VERSUS** – Mr. Ashutosh Mondal, Director of Agriculture & Ex-Officio Secretary.

Serial No. and Date of order For the Applicant : Mr. G.P. Banerjee,  
Ld. Advocate.

For the Contemnor/OP : Mr. Shaon Bhattacharya,  
Ld. Advocate.

01  
06.12.2024

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

Affidavit of service filed be kept on record.

By direction of this Tribunal dated 09.07.2024 in OA 646 of 2022, the Additional Director of Agriculture (Evaluation) was directed to consider the representation of the applicant praying for promotion to the post of Administrative Officer and take final decision in accordance with the rules. Such consideration was to be done within three months ending on 08.11.2024.

Submission of Mr. Banerjee, learned counsel is that despite passing of three months from the date of the direction, the alleged Contemnor/OP has not passed such an order.

Appearing on behalf of the alleged Contemnor/OP, Mr. Bhattacharya points out that though such a direction was given to the Additional Director of Agriculture (Evaluation), but the competent authority to take a decision in the matter of promotion is the Secretary of the Department. Accordingly, the alleged Contemnor/OP has written to the Director explaining the direction of the Tribunal and the Director in turn has moved the Department on 04.12.2024. Submission of Mr. Bhattacharya is that since the alleged Contemnor/OP has already taken the initiative to comply with the order by writing to the Department, some more time will be required in this matter.

The matter is admitted.

Let the matter appear under the heading “**Hearing**” on **20.02.2025**.

CSM/SS

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**