

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

Mr. Sayeed Ahmed Baba, Officiating Chairperson and Hon'ble Member (A).

Case No. – CCP 47 of 2020 (OA 553 of 2014).

SRI ASHIM ACHARJEE - VS- SRI NEELAM MEENA, I.A.S., THE PRINCIPAL SECRETARY TO THE GOVT. OF W.B., DEPTT. OF CORRECTIONAL ADMINISTRATION.

Serial No. and
Date of order

13
12.9.2023

For the Applicant : Mr. D.K. Mukherjee,
Learned Advocate.
For the Contemnor Opposite Party : Mr. G.P. Banerjee,
Learned Advocate.

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 23rd November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsel for the contesting parties, the case is taken up for consideration sitting singly.

By an order dated 25.9.2019 in OA 553 of 2014, the opposite party and the alleged contemnor was directed to expedite the process of considering the case of promotion to the post of Chief Discipline Officer. The order had also recorded that a proposal was submitted before the Public Service Commission, West Bengal. Today, learned counsels for both the parties present copies of their records which on close examination makes it clear that despite several reminders from the department, the Public Service Commission, West Bengal has not yet communicated their advice. The last reminder was communicated to the Commission vide 798-DCA dated 19.7.2022. Submission of Mr. G.P.Banerjee, learned counsel for the State respondents is that unless the Commission responds with its advice/recommendation, the alleged contemnor is helpless to proceed further in this matter.

In view of the above fact, the Tribunal notes that the compliance has not been made by the alleged contemnor due to the Commission's lack of response. Therefore, it directs the alleged contemnor to send a final reminder to the

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Commission to convey its recommendation/advice within two months from the date of such reminder.

Let the matter appear under the heading "For Orders" on 14th February, 2024.

(SAYEED AHMED BABA)
Officiating Chairperson and Member (A).

Skg.

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