

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. – MA 108 of 2023 [OA 411 of 2022]**

**Mr. Pradip Kumar Saha -- VERSUS – The State of West Bengal & Ors.**

Serial No. and Date of order	For the Applicant	: Mr. A. Hati, Ms. N. Sharma, Ld. Advocates.
<u>01</u> 02.01.2024	For the State respondent	: None.
	For the PSC, WB	: Mr. S. Bhattacharjee, Ld. 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 23<sup>rd</sup> 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, the case is taken up for consideration sitting singly.

The applicant has prayed for condonation of delay of 597 days in filing OA 411 of 2022. This original application was filed praying for a direction to the respondent authorities not to fill up the post of Chief Engineer in the Department and subsequent promotion to Engineer-in-Chief w.e.f. 25.05.2017. The contention is that despite being eligible, he was not promoted to this post, rather some juniors have been promoted by passing his own seniority.

Having heard the submission of the learned counsel for the applicant and having considered the ground for such delay, the Tribunal allows the prayer in this application and the same delay is condoned.

Accordingly, the MA 108 of 2023 is **allowed** and thus, **disposed of**.

**OA – 411 of 2022**

Let the OA 411 of 2022 be listed under the heading “**Admission Hearing**” on **11.04.2024**.

CSM/SS

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