

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

The Hon'ble Sayeed Ahmed Baba, Administrative Member

Case No. – MA 66 of 2021 (OA 19 of 2020)

Rinku Gain @ Rinku Gain Bhattacharya - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

02
26.11.2021

For the Applicant : Mr. S. Chatterjee,
Advocate.

For the State respondents : Mr. B. Nandy,
Advocate.

In this application, being MA 66 of 2021, filed in connection with OA 19 of 2020, prayer has been made to grant leave to the respondent authorities to publish the results and marksheets of the applicant in connection with the recruitment process pursuant to the advertisement dated 20th December, 2019, issued by the Secretary and Controller of Examination, Health Recruitment Board. It appears from the order dated 16th January, 2020, passed in OA 19 of 2020, that interim order was passed directing the Respondent Nos. 3 and 4 to allow the applicant to submit an application in hard copy format for the post of Medical Technologist (RD) Grade-III without prejudice to the rights and contention of the parties subject to further order that might be passed. It was further directed if the selection process was undertaken, the applicant would be allowed to participate. However, marksheets and answer scripts of the applicant would be kept in a sealed cover and would not be published without the leave of the Tribunal. It was made clear that this order would not create any equity in favour of either of the parties.

It is submitted by the learned advocate for the applicant that in view of the interim order, the applicant was allowed to participate. The marksheets and results of other candidates have been published. Due to the interim order the marksheets and results of the applicant could not be published. Prayer is to direct the respondents to publish the results and marksheets of the applicant.

ORDER SHEET

Form No.

Rinku Gain @ Rinku Gain Bhattacharya

-Vs-

Case No. – **MA 66 of 2021 (OA- 19 of 2020)**

The State of W.B. & Ors.

The matter appeared on 24th November, 2021 when direction was issued for appearance of the matter today along with OA 19 of 2020 as ‘For Orders.’

In view of the submission made the Miscellaneous Application is disposed of directing the respondent nos. 3 and 4 to publish the results and mark sheet of the applicant in connection with the selection process of the Medical Technologist (RD) Grade-III within a week from the date of communication of this order.

Since nothing remains to be decided the original application, being OA 19 of 2020, which has not appeared today in the cause list pursuant to the order dated 24th November, 2021, is treated as on day's list and is also disposed of.

(SAYEED AHMED BABA)
MEMBER (A)

(SOUMITRA PAL)
CHAIRMAN

Rajib