

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-80 of 2021 (OA-11 of 2021)

Serial No. and Date of order	Pradip Kr. Das & Ors. For the Applicant	VERSUS – The State of West Bengal & Ors..	Mr. R.P. Sarkar, Learned Advocate.
<u>03</u> 14.03.2023	For the State Respondents	:	Mr. G.P. Banerjee, Learned Advocate.
	For the P.S.C., W.B.		Mr. S. Bhattacharjee, 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 counsels for the contesting parties the case is taken up for consideration sitting singly.

In this application 159 applicants have prayed for allowing this application and the applicants be treated as applicants in the original application being No. OA-11 of 2021 (Shamim Hossain & Ors. Vs. State of West Bengal & Ors.). On 27.09.2021, the prayer in this application was heard by a Division Bench comprising of two members (Hon'ble Chairman and Member (A) and reasoned order passed in which the application was not allowed based on reasons as mentioned in the order. Thereafter, the applicants of this matter moved the Hon'ble High Court in WPST 01 of 2023. The Hon'ble High Court passed an order on 09.02.2023 after setting aside the Tribunal's order dated 27.09.2021. The relevant portion of the order is as under :-

1. The application being MA 80 of 2021 is restored to its

original file and number.

2. The Tribunal is directed to decide the application after affording an opportunity of hearing to the respective parties and by recording proper reasons on the merit in accordance with law.

Further submission of learned counsel is that an application has been filed before the Hon'ble Court being WPST No. 34 of 2022 which is pending. Further he has also moved before the Hon'ble High Court by preferring a CAN application being no. 03 of 2022 regarding addition of parties in the said WPST application. Submission of both the learned counsels is that the Hon'ble Court's order be awaited before this matter is taken up for hearing.

Let the matter appear under the heading Hearing on **14.08.2023.**

SAYEED AHMED BABA
OFFICIATING CHAIRPERSON & MEMBER(A)

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