

**ORDER SHEET**  
**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

**Present-**

**THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER**

**Case No. – OA - 04 of 2021**

**Kartik Sarkar & Ors. - Vs - The State of West Bengal & Ors.**

Serial No. and  
Date of order

20  
15.05.2025

For the Applicant : None.

For the State : Mr. G.P. Banerjee,  
Respondents 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.

The applicant has prayed for a direction to the respondents for regularization of his service. The applicant is a casual worker engaged as Group-D under various Dist. Registrar & Sub-Registrars Office in the district of North 24 Pgs.

Counsel for the applicant refers to an office order dated 30.09.2019 issued by the respondent no. 2 in which it appears that these applicants have been certified to have been working for the last 30 years and drawing a remuneration as per circular of Finance Deptt. as a casual Group-D. Counsel for the applicant submits that though several representations have been furnished, but prayers for regularisation has not been accepted. The counsel for the applicant prays for regularisation of these applicants.

Mr. Banerjee, learned counsel submits that none of the applicants are eligible for regularization for the fact that none of them have been able to show any appointment/engagement letter. Secondly, such prayer is not admissible for the reason that these

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casual workers were never engaged against any sanctioned post with the approval of the competent authority.

Having heard the submissions of the learned counsels and after examination of the records, it has become clear to this Tribunal that the two Notifications relied by the applicant's side being 1650-Emp dated 28.08.1980 and 1700-Emp dated 03.08.1979, are not in force anymore. After the judgement of Hon'ble Supreme Court in the case of Uma Devi & Ors. Vs. State of Karnataka & Ors., such engagement and regularisation of such casual workers have ceased to exist. In short, the Tribunal is not inclined to pass any directions to the respondent authorities directing them to regularise the service of this applicant who are working as a casual worker in view of the above observations.

The application is disposed of without passing any orders.

**(SAYEED AHMED BABA)**  
**OFFICIATING CHAIRPERSON AND MEMBER (A)**

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