## ORDER SHEET

## VEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata - 700 091.

## Present-

## The Hon'ble SAYEED AHMED BABA, Officiating Chairperson & Member (A) Case No. – OA- 1088 of 2017

Koushik Chatterjee & Ors. **VERSUS** – The State of West Bengal & Ors..

For the Applicant Serial No. and Mr. S.N. Ray, Date of order

Learned Advocate.

For the State Mr. G.P. Banerjee, 16 12.04.2023 Respondents 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 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 counsels for the contesting parties, the case is taken up for consideration sitting singly.

This matter was earlier heard and disposed of by the Tribunal comprising of two Members (Hon'ble Chairman & Member (A) on 26.09.2019. The said order of the application was disposed of without any order after finding no merit in the application. Subsequently, the matter was heard by the Hon'ble High Court in WPST No. 109 of 2020 and by an order dated 17.08.2021, set aside the Tribunal's order and disposed of the same by remanding the matter to the Tribunal to hear the matter afresh.

Both Mr. Banerjee and Mr. Bhattacharjee appearing on behalf of the State and P.S.C. respectively and Mr. S.N. Ray, learned counsel appearing on behalf of the applicants submit that since this relates to appointment and various points of law are involved, moreover, this matter was all along heard and disposed

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of by a Bench comprising two Members (Judicial and Administrative), therefore, this application should be heard afresh as per the direction of the Hon'ble High Court by a Bench comprising of two Members (Judicial & Administrative).

In view of the above submission by the learned counsels, let the matter be placed before a Bench comprising two Members (Judicial & Administrative) under the heading Hearing on **08.08.2023**.

SAYEED AHMED BABA
OFFICIATING CHAIRPERSON & MEMBER(A)

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