

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. OA – 119 of 2023**

**Saddam Hossain & Others - VERSUS - THE STATE OF WEST BENGAL & ORS.**

;Serial No. For the Applicants : Mr. A. Maity,  
and Advocate

Date of order  
2  
16.03.2023 For the Respondents : Mr. G.P. Banerjee,  
Advocate

For the Respondent 2 & 3 : Mr. M.N. Roy,  
Advocate

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638 – WBAT / 2J-15/2016 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, the case is taken up for consideration sitting singly.

Affidavit of service filed be kept in record.

The prayer in this application is for a direction to the Group – D Recruitment Board to publish break up marks obtained by the applicants for an examination held in the year 2017. This application was filed on 17.02.2023. The learned counsels for the State Respondent submit that the application is barred by limitation. Moreover, since the applicant has already sought information through R.T.I. Act and a reply has already been furnished by the State Public Information Officer, West Bengal Group – D Recruitment Board, therefore, praying for a direction through this application before the Tribunal is not maintainable.

Mr. Roy prays for adjournment to seek, in the meantime, instruction from the Recruitment Board with regard to the latest position. The point of maintainability as raised by Mr. Banerjee is kept open.

Let the matter appear under the heading 'Admission Hearing' on 22.08.2023.

SAYEED AHMED BABA  
OFFICIATING CHAIRPERSON & MEMBER(A)

A.K.P