

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 259 OF 2024

ANJANA MAITY & ORS. - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. For the Applicants : Ms. Anita Shaw,
and Learned Advocate
Date of For the State Respondents : Mr. Sankha Ghosh,
order Learned Advocate

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05.03.2025

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 applicants, being Public Health Nurses have filed this application praying for a direction to the respondent authority to promote them to the post of Senior Public Health Nurses.

Ms. Anita Shaw, learned counsel draws attention of the Tribunal to clause 3 (i) of memo No.78 dated 24.08.2015, which reads as follows:

“3. Promotion of Public Health Nurse to the post of Senior Public Health Nurse.

(i) Method – By way of promotion on seniority basis from the post of Public Health Nurse to the post of Senior Public Health Nurse having minimum of 3 years working experiences as Public Health Nurse.”

Submission is that the applicants have already gained 5 years experience and other eligibility criterias to be promoted to such post.

Mr. Ghosh, learned counsel responds by submitting that promotion is not a right of the employees and there are certain criterias to be fulfilled to be eligible for promotion to this post. Submission is that the applicants once come within the zone of consideration and fulfil the requisite criterias, their cases for promotion will be considered.

The Tribunal is of the opinion that since the applicants have not alleged any

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injustice to them relating to their promotion and since, as submitted by Mr. Ghosh, their promotion will be considered at the time when their turn comes and if they were found to be eligible, they will be promoted, therefore, the Tribunal does not find it necessary to intervene at this juncture.

The application is disposed of without passing any orders.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON
and MEMBER (A)

SCN.

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