

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. – OA 106 of 2021

MD. KHAIRUL ALAM - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order For the Applicant : Mrs. S. Mitra,
Advocate

2
10.03.2021 For the Respondent : Mr. G.P. Banerjee,
Nos. 1 to 4 Advocate

The matter is taken up by the single Bench pursuant to the notification no.949-WBAT/2J-15/2016 dated 24th December, 2020 issued in exercise of the powers conferred under sub-Section (6) of Section 5 of the Administrative Tribunals Act, 1985.

Let affidavit of service filed be kept on record.

Since in spite of service of notice, none appears on behalf of the State respondents, Mr. G.P. Banerjee, learned advocate, who normally appears on behalf of the State respondents, is requested to appear in this matter. The Legal Remembrancer, West Bengal is directed to regularise his appointment. Let a copy of the Original Application be served on Mr. Banerjee, which is served and accepted.

In this application, Md. Khairul Alam, the applicant, a Group 'D' staff in the Consumer Affairs Department, Government of West Bengal has prayed for a direction upon the respondents, particularly on the Principal Secretary, Consumer Affairs Department, Government of West Bengal, Kolkata, the respondent no.2(ii) to promote him to the post of Lower Division Clerk in the said Consumer Affairs Department, Government of West Bengal. It is submitted by Mrs. S. Mitra, learned advocate for the applicant that though a representation dated 13th July, 2018 has been filed, the same has not been disposed of.

Mr. G.P. Banerjee, learned advocate for the State respondents submits that if directed, the authorities will consider the matter in accordance with law.

Having heard the learned advocates for the parties and considering the facts

ORDER SHEET

Form No.

MD. KHAIRUL ALAM

Vs.

THE STATE OF WEST BENGAL & ORS.

Case No. **OA 106 of 2021**

and circumstances of the case, the application is disposed of by granting liberty to the applicant to file a representation afresh regarding promotion to the post of Lower Division Clerk before the Principal Secretary, Consumer Affairs Department, Government of West Bengal, Kolkata, the respondent no.2(ii) within eight weeks from the date of receipt of this order downloaded from the internet / website. If such representation is filed within the time as stipulated, the respondent no.2(ii) shall dispose of the same by passing a reasoned order to be communicated to the parties within eight weeks after giving an opportunity of hearing and after verifying the records. I make it clear that I have not gone into the merits of the matter and all points are left open to be dealt with by the respondent no.2 (ii) or any officer duly authorised by the said respondent.

(SOUMITRA PAL)
CHAIRMAN

SCN.