

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**The Hon'ble Justice Soumitra Pal, Chairman.**

**Case No. - OA 107 of 2021**

**Indrani Pal and Others. - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and Date of order	For the Applicants	: Mr. A. Maiti, Advocate.
<u>01</u> 15.02.2021	For the State Respondents	: Mr. M. N. Roy, Advocate.

The matter is taken up by the single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24<sup>th</sup> 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 today be kept on record.

It is submitted by Mr. A. Maiti, learned advocate for the applicants that since the last date for filling up application for the post of Constables and Lady Constables is 22<sup>nd</sup> February, 2021, considering the urgency copies of the application have been served on the respondents which may be accepted and matter may be heard.

Mr. M. N. Roy, learned advocate for the State respondents submits, on instruction, that on similar issue a matter is pending before the Hon'ble Supreme Court and the respondent authorities are waiting for its outcome. Submission is backlog recruitment is being filled up on year to year basis. Further as the Covid situation could not be anticipated, the respondent authorities are waiting for the law to be laid down by the Supreme Court. It is submitted that in view of the recruitment rule of West Bengal Police (Recruitment of Constables and Lady Constables) Rules, 2017 as the applicant must not be less than 18 (eighteen) years old and must not be more than 27 (twenty seven) years old as on 1<sup>st</sup> January of the year of the advertisement, that is, 2021, the

**ORDER SHEET**

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applicants are age barred.

Mr. Maiti submits that as the applicants have suffered due to prevalent Covid situation they may be allowed to submit the application in hard copy format by 22<sup>nd</sup> February, 2021.

Heard learned advocates for the parties. Considering the urgency, let there be an interim order directing the respondents to allow the applicants to submit the applications for the post of Constables and Lady Constables in hard copy format within 22<sup>nd</sup> February, 2021 without prejudice to the rights and contentions for the parties and subject to further order that may be passed. If selection process is undertaken the answer scripts of the applicants will be kept in a sealed cover separately and shall not be published without the leave of the Tribunal and this order would not create any right and equity in favour of the applicants and shall not be treated as a precedent.

As prayed for by Mr. Maiti, let a copy of the application be served on learned Advocate General, West Bengal by 26<sup>th</sup> February, 2021.

Let the matter appear under the heading "Admission Hearing" on 28<sup>th</sup> April, 2021.

(SOUMITRA PAL)  
CHAIRMAN

S.M.