

**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 1088 OF 2017**

**KOUSHIK CHATTERJEE & OTHERS - Vs - THE STATE OF WEST BENGAL & OTHERS.**

Serial No. and  
Date of order

21  
05.03.2025

For the Applicants : Mr. Kallol Basu  
Mr.Suman Banerjee  
Advocates

For the State Respondents : Mr.Goutam Pathak Banerjee  
Advocate

For the Public Service Commission, West Bengal : Mr.Sourav Bhattacharjee  
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.

The W.B.P.S.C. places the records before the Tribunal. Let the learned counsels for the applicants examine these records inside the court room. Appearing on behalf of Public Service Commission, Mr.S.Bhattacharjee, learned counsel has given the following reasons for the applicants not being recommended by the Commission.

That the applicants were not unsuccessful in the recruitment process due to their total marks falling below the cut of marks of the last recommended candidate in respective categories. The cut of marks were as follows:

UR Category – 127.16  
OBC- A Category – 114.50  
OBC- B Category – 122.48  
SC Category – 105.10

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ST Category – 90.88  
PH (OH) – 124.16  
PH (VH) – 122.84

Correspondingly, applicant, Tanmoy Mondal, Roll No. 1208859 under the UR Category whose marks are highest among all the UR candidates, had secured 127.14 against the aggregate marks obtained by the last successful candidate under the UR Category, Bhaskar Mishra, which was 127.16 marks. Similarly, under the OBC-B Category, Neelam Pradhan, Roll No. 1103292 had secured 122.26 against the last recommended candidate, Prabhir Paul who had secured a total of 122.48 marks. Having secured lesser than the last successful candidates in these two categories, the Commission did not recommend their names for appointment.

Neither in the exception to the report nor in his submissions, there is any indication that the applicant side have contested the marks as shown by the Public Service Commission by them in their report as well as in the submissions made by Mr.S.Bhattacharjee.

Mr.Suman Banerjee, learned counsel having examined some of the records today, prays for accommodation and liberty to further examine the records on another day.

Liberty is given to the applicant side to examine the records again before this Tribunal on 13.03.2025. Let the Commission present the relevant records again before this Tribunal on this date.

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Let this matter be heard again on 17<sup>th</sup> April, 2025 under the heading 'Hearing'.

**(SAYEED AHMED BABA)**  
**OFFICIATING CHAIRPERSON AND MEMBER (A)**

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