

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. –OA 11 of 2021

**SAHIM HOSSAIN & OTHERS - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and  
Date of order

06  
23.08.2021

For the Applicants	:	Ms.R.Ghosh Advocate
For the State Respondents	:	Mr.G.P.Banerjee Advocate
For the Public Service Commission	:	Mr.S.Bhattacharjee 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 and 456-WBAT/2J-15/2016 dated 16<sup>th</sup> July, 2021 issued in exercise of the powers conferred under section 6(5) of the Administrative Tribunals Act, 1985.

Let replies to the original application by the State respondents and the Public Service Commission, both affirmed on 23<sup>rd</sup> August, 2021, filed by Mr. G. P. Banerjee and Mr. S. Bhattacharjee, learned advocates respectively, be kept on record.

Though the matter was admitted on 18<sup>th</sup> February, 2021 and directions were issued for filing of reply and rejoinder, it is surprising that on this day of hearing, replies have been affirmed and filed both by the State respondents and the Commission, which is deprecated for causing delay in hearing.

It is submitted by Ms. R. Ghosh, learned advocate for the original applicants that since copies of the replies filed by the State respondents and the Commission to the original application have been served today, time may be extended for filing the rejoinder.

As prayed for let rejoinder be filed by 31<sup>st</sup> August, 2021.

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Since Mr. Bhattacharjee for the Commission submits that he is yet to receive a copy of the supplementary affidavit, Ms. R. Ghosh, for the original applicants undertakes to serve the same in course of this day.

Let reply to the supplementary affidavit filed by the original applicants be filed by **27<sup>th</sup> August, 2021**. Rejoinder, if any, by **31<sup>st</sup> August, 2021**.

It is submitted by Mr. Banerjee that since there are no any allegations against the State respondents, his clients do not want to file reply.

Matter to appear under the heading ‘**Hearing**’ physically on **31<sup>st</sup> August, 2021** along with identical matters being **OA- 150 of 2021** (Bipul Roy & others Vs. The State of West Bengal & Others) and **OA-105 of 2021** (Md. Sakiul Biswas & Others Vs. The State of West Bengal & Others) mentioned by Mr. D. Chatterjee, learned advocate for the applicants.

On 10<sup>th</sup> March, 2021, in **OA-105 of 2021**, directions were issued to file reply and rejoinder. Now, the matter is admitted. Let reply be filed by 27<sup>th</sup> August, 2021. Rejoinder, if any, by 31<sup>st</sup> August, 2021.

In respect of **OA-150 of 2021**, since no reply has been filed though the matter was admitted on 19<sup>th</sup> April, 2021 and directions were issued to file reply and rejoinder **as a last chance**, reply be filed by **27<sup>th</sup> August, 2021** and rejoinder, if any, by **31<sup>st</sup> August, 2021**.

Considering the facts and circumstances of the cases, the order passed

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today in **OA-11 of 2021** be treated as the order passed today in **OA-105 of 2021** and **OA-150 of 2021**.

A copy of this order be kept with the record of **OA-105 of 2021** and **OA-150 of 2021**.

Let plain copies of this order be supplied to the learned advocates for the parties.

(SOUMITRA PAL)  
CHAIRMAN

BLR