

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – OA 138 of 2023

***Sadhan Chandra Das* -- **VERSUS** – The State of West Bengal & Ors.**

Serial No. and Date of order	For the Applicant	: Mr. P. Halder, Ld. Advocate.
<u>01</u> 31.03.2023	For the State respondent	: Mr. G.P. Banerjee, Ld. 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 23rd 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.

Affidavit of service filed be kept on record.

The prayer in this application is for setting aside the impugned order dated 31.12.2012 of BDO, Mathurapur-II. The question whether the applicant is a State Government employee holding a civic post or a Panchayati Raj employee surfaced in WPA No. 1778 of 2018 in the Hon'ble High Court, and remanded the matter to the Tribunal to decide this issue. Learned counsel in this application today is also praying for an interim order allowing him to join the post in question.

In view of the above, the status of whether this application is admissible in this Tribunal has to be first decided. The question of passing an interim order on the State Government respondent does not arise.

Let the matter appear under the heading “**Admission Hearing**” on **31.07.2023**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS