

ORDER SHEET

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 16 OF 2024**

**STATE FISHERY OFFICERS' ASSOCIATION, WEST BENGAL & OTHERS - VERSUS - THE STATE OF WEST
BENGAL & ORS.**

Serial No. and Date of order	For the Applicant	:	Mr.Arka Maity Advocate
<u>01</u> 22.02.2024	For the State respondents	:	Mr.Sankha Ghosh 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.

The applicants being the Association of State Fisheries Officers by filing this application has prayed for setting aside the impugned Notification of promotion dated 03.07.2023 and to promote them as per order dated 28.06.2023. It appears from the submissions of the learned counsels that a new set of orders have been issued by the respondent authorities relating to the promotion of these officers on 07.02.2024.

Mr.A.Maity, learned counsel prays for liberty to file supplementary affidavit enclosing a copy of such order passed on 07.02.2024 and add a supplementary prayer also. However, such liberty is being opposed by Mr.S.Ghosh, on the ground that the prayers in this application for revocation and for setting aside the Notification dated 03.07.2023 has already become infructuous in view of the fact that the Department has already passed a new promotion order dated 07.02.2024.

Since a new promotion order has been issued which may impact on the prayers of this application, the Tribunal feels it is important for the applicants'

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side to file a supplementary affidavit and agitate with new prayers.

Let such supplementary affidavit be filed before this Tribunal by the next date and a copy be served on the State respondents. Let the matter appear under the heading "Admission Hearing" on 21st August, 2024.

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

BLR