

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. - OA 175 OF 2021

TAPAN NATH - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. Suchindram Bhattacharjee, Advocate
<u>2</u> 05.04.2021	For the Respondent	: Mr. G.P. Banerjee, Advocate

The matter is taken up by the single Bench pursuant to the notification no.949-WBAT/2J-15/2016 dated 24th 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.

In this application, Tapan Nath, the applicant, - who had joined on 1st September, 2004 as 'Fire Officer' in the Department of Fire and Emergency Services, Government of West Bengal and subsequently on 15th June 2016 was promoted to the post of 'Leader' and who is going to superannuate on 31st May, 2021, - has prayed for a direction upon the respondents to consider his representation dated 1st May, 2020 addressed to the Director General, West Bengal Fire & Emergency Services, Kolkata, the respondent no.2(ii), appearing at page 10 of the application, praying for extension of his service on the ground that tenure of similarly situated employees have been extended.

Mr. Suchindram Bhattacharjee, learned advocate for the applicant submits that the Director General, West Bengal Fire & Emergency Services, Kolkata, may be directed to consider the representation.

Mr. G.P. Banerjee, learned advocate for the respondents submits that the applicant has not been able to demonstrate his legal right for extension of service or for re-employment. Referring to paragraph 6.4 of the application it is submitted that service period of two employees mentioned therein were not extended rather after superannuation they were given re-employment.

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THE STATE OF WEST BENGAL & ORS.

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On a query, the learned advocate for the applicant could not demonstrate the legal right of the applicant for having his tenure extended after superannuation.

Having heard the learned advocates for the parties, since the applicant has no legal right for extension of service, no order is passed on the application. The application is disposed of.

SCN.

(SOUMITRA PAL)
CHAIRMAN

WEST BENGAL ADMINISTRATIVE TRIBUNAL