

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- 175 of 2023

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|---------------------------------|---|------------------|---|
| | SAGARIKA BARMAN & ORS. | <u>Vs</u> | The State of West Bengal & Ors. |
| Serial No. and Date of order | For the Applicant | : | Mr. Arka Maity, Mr. Sanishuddin Abbasi, Learned Advocates |
| <u>5</u> | | | |
| 17.02.2025 | For the Respondents | : | Mr. Soumendra Narayan Ray, Learned Advocate |
| | For the Public Service Commission, West Bengal | : | Mr. Saurav Bhattacharjee, Learned 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.

Mr. Arka Maity, learned counsel presents a copy of order dated 24th January, 2025, passed by the Hon'ble High Court in MAT 493 of 2024 : State of West Bengal & Ors. vs. Papiyta Ghosal (Maity) & Ors. Submission of Mr. Maity, learned counsel is that in the similar matter, the Hon'ble High Court passed certain directions. The relevant part of the direction is as under:

“In light of the discussions above and the current status of the recruitment process, we are of the view that the learned Single Bench has rightly directed that the respondents should proceed with filling the vacancies while adhering to the objectives and mandate outlined in the Recruitment Rules of 2015, as promulgated under the Notification dated 15.09.2015. However, considering subsequent developments, we are of the opinion that the State should take into account the posts occupied by candidates through direct recruitment and promotion as of January 2019, as well as the posts filled under the interim order dated 11.07.2024. The State should make efforts to fill the remaining 1,713 vacancies (1,729-16) from AWWs and Case Workers. In the event the suitable candidates from

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AWWs and Case Workers are not available, the State shall be at liberty to fill the remaining vacancies, if any including the aforementioned 16 posts, through direct recruitment. It is ordered accordingly.”

Mr. Ray, learned counsel on behalf of the State respondents prays for accommodation to examine the order passed by the Hon'ble High Court and take instructions from the respondent authorities.

Let the matter appear under the heading “For Orders” on 13.05.2025. Reply from the State respondents and rejoinder, if so wished, be filed in the meantime.

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

SCN.