

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

Mr. Sayeed Ahmed Baba, Officiating Chairperson and Hon'ble Member (A).

Case No. – OA 203 of 2023.

SRI SUKHENDU SEKHAR MONDAL AND OTHERS – VS- THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

02
21.7.2023

For the Applicants : Mr. G.P. Banerjee,
Advocate.

For the State Respondents : Mr. S.N. Ray,
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 counsel for the contesting parties, the case is taken up for consideration sitting singly.

The prayer in this application is for a direction to the respondent authorities to allow incentives for holding a Ph.D. and other Higher qualification (M.Tech/M.E) at the time of joining of service. In this regard, the applicant has submitted a representation before the respondent, the last representation was submitted on 15.02.2023. The applicants are Assistant Professors and they are working in Coochbehar Government Engineering college since 2016. The prayer relying on G.O. No. 434Edn(T)/(T) dated 26th July, 2010 issued by the Higher Education Department mentions about incentives for Ph.D and M. Tech/M.E at the entry level. Since no such incentive has been given to the applicants despite being entitled, they had furnished representations before the Principal Secretary, Department of Higher Education.

Submission of Mr. G.P.Banerjee, learned counsel appearing on behalf of the applicants prays for a direction to the respondent authorities to consider their representations.

After hearing the submissions and perusing the representations of the

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applicants, this application is disposed of by directing the Director of Technical Education, Higher Education Department (Technical Branch) , - the respondent no.2 to consider their representations and dispose of the same after giving an opportunity of hearing to the applicants as per rules and to pass a reasoned order within three months from the date of communication of this order and communicate the same to the applicants within two weeks thereof.

It is made clear that I have not gone into the merit of the case and all points are kept open to be dealt with by the State respondents in this application.

(SAYEED AHMED BABA)
Officiating Chairperson and Member (A).

Skg.