

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 221 of 2022

Tanmoy Das - Versus - The State of West Bengal & Others.

Serial No. and Date of order	For the Applicant	: Ms. P. Banerjee, Advocate.
<u>11</u> 20.02.2024.	For the State Respondents	: Mr. M. N. Roy, 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.

By filing this application, the applicant has prayed for a direction to the respondent authorities to appoint him to the post of Constable in West Bengal Police. As understood from the submissions of the learned counsels that though the applicant was recommended for the post of Constable in the year 2019, but his appointment letter was not issued and therefore, could not join. It is also submitted that due to his involvement in a criminal case and the case being not concluded, the respondent authorities did not offer him any appointment letter.

Submission of Ms. P. Banerjee, learned counsel for the applicant is that the criminal case is pending.

Mr. M. N. Roy, learned counsel for the State respondent submits that unless the applicant is acquitted from the criminal case, the respondent authorities are not in a position to consider the prayer of this application.

Let this matter appear under the heading "Reply / Rejoinder" on 27.11.2024.

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

SM