

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 266 of 2020.

SANKAR NATH PAUL - VERSUS- THE STATE OF WEST BENGAL AND OTHERS.

Serial No. and
Date of order

9
19.5.2023

For the Applicant : Mr. M. Karim,
Mr. A. Samad,
Advocates.

For the State Respondents : Mrs. S. Mitra,
Advocate.

For the Principal Accountant General (A & E) W.B. : Mr. B. Mitra,
Departmental representative.

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 authority to give notional fixation of promotion in the post of Employment Officer, which was given to his batch met and even his juniors. As it appears from the submissions of the learned counsels and records, the application being involved in a criminal case, his promotion was stalled.

Submission of Mrs. S. Mitra, learned counsel for the applicant is that having superannuated eight years ago the applicant did not approach this Tribunal for remedy. Mrs. Mitra also submits that from the prayers in this application, it is not clear when such promotional benefits were due and being asked for by the applicant. Mrs. Mitra also brings to the notice of the Tribunal that an order of suspension was issued by the respondent for his being involved in a criminal activity and being

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charged in the criminal case.

Heard the learned counsels of both sides. The matter is admitted keeping the point of admissibility open.

Let the matter be listed under the heading "Admission Hearing" on 18th August, 2023. Reply and rejoinder, if any, in the meantime.

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

Skg.

WEST BENGAL ADMINISTRATIVE TRIBUNAL