

**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 293 OF 2022**

**ASIT KUMAR MAJUMDAR & OTHERS - Vs - THE STATE OF WEST BENGAL & OTHERS.**

Serial No. and  
Date of order

For the Applicants : Mr. Shahan Shah  
Advocate

12  
04.03.2025

For the State Respondents : Mr. Goutam Pathak Banerjee  
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 23<sup>rd</sup> 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.

Mr.G.P.Banerjee, learned counsel has submitted that the advertisement published for the post of Librarian was based on the recruitment rules provided by the Department. Since the Recruitment Rule stipulated Diploma in Library Science as the essential educational qualification, the advertisement also recorded the same. However, it became known that in this State, since 1980 no such Diploma courses in Library Science are offered by any Government or Government aided institutions. In this regard, West Bengal Health Recruitment Board has requested the Department of Health and Family Welfare to amend the Recruitment Rule so far the educational qualification is concerned for the post of Librarian. A copy of such correspondence has been presented before this Tribunal, be kept in record. Mr.Banerjee has also informed that due to this difficulty, the Board has not proceeded further in the recruitment for the post of Librarian. Mr.S.Shah, learned counsel appearing on behalf of the applicants also confirms the statement made by Mr.Banerjee.

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In the light of the facts submitted above, the Tribunal has come to understand that this recruitment process for the post of Librarian requiring Diploma in Library Science as an essential educational qualification cannot be completed unless and until the recruitment rule itself is amended. Therefore, the Tribunal does not find the prayer in this application for a direction to withdraw the advertisement as relevant. It has also become clear from the submission of Mr. Banerjee that such advertisement will have to be withdrawn and a fresh advertisement needed to be published after the rule is amended. Therefore, the prayer in this application not being relevant, no order is required to be passed.

This application is disposed of.

**(SAYEED AHMED BABA)**  
**OFFICIATING CHAIRPERSON AND MEMBER (A)**

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