

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

The Hon'ble Sayeed Ahmed Baba, Administrative Member

Case No. - OA 302 of 2021

AMRIT MAHATA - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. Sumanta Chakraborty, Advocate
<u>3</u>	For the Respondents	: Mrs. Sunita Agarwal, Advocate
12.05.2022	For the Public Service Commission, West Bengal	: Mr. Saurav Bhattacharjee, Advocate

Heard Mr. Sumanta Chakraborty, learned advocate for the applicant, Mr. Saurav Bhattacharjee, learned advocate for the Public Service Commission, West Bengal and Mrs. Sunita Agarwal, learned advocate for the State respondents.

Let reply be filed by 8th June, 2022. Rejoinder, if any, by 15th June, 2022. Matter to appear under the heading "For Orders" on 17th June, 2022.

Mr. Chakraborty submits that though it appears from the intimation dated 17th August, 2018 that no information regarding recruitment was provided to the Public Service Commission and though the last recommended candidate in the UR category has secured 48.75 marks, and the applicant had secured 50.75 marks, however, as it is evident from page 69 of the application, that 10 candidates, recommended by the Commission had secured 48.75 marks, interim order may be granted.

Mrs. Agarwal submits that as there were 159 vacant posts and 152 recommended candidates have been appointed, no interim order may be passed.

Since we prima facie find from page 69 of the application that candidates having secured 48.75 marks have been recommended by the Commission, let there be an interim order directing the Principal Secretary, Fire and Emergency Services, Kolkata, the respondent no.2 to keep one post vacant till 5th July, 2022 or until further order whichever is earlier.

(SAYEED AHMED BABA)
MEMBER (A)

(SOUMITRA PAL)
CHAIRMAN