

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 304 OF 2025

RAJAT KANTI MONDAL - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and

Date of order

02
02.09.2025

For the Applicant	:	Mr. S.Sutradhar Advocate
For the State Respondents	:	None
For the Public Service Commission, West Bengal	:	Mr. Sourav Bhattacharjee 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.

The applicant has filed this application praying for a direction from the respondent authorities to consider the Certificate of Disability. The applicant had participated in the recruitment process for the post of Junior Engineers (Civil) Recruitment Examination 2022 conducted by the West Bengal Public Service Commission.

From the submissions of the learned counsels and the records, it has become clear to this Tribunal that the advertisement required the candidates to submit all their relevant certificates online by 07.12.2022. Since the applicant's certificate of Disability issued by the Office of the Medical Superintendent Cum Vice Principal, Diamond Harbour Government Medical College & Hospital was dated 09.02.2023, therefore, this certificate was not considered.

From the examination of the records, the Tribunal is satisfied that the applicant could not submit the certificate prior to the last date 07.12.2022. It is

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clear that the Certificate of Disability having No. 2855 is dated 09.02.2023. The applicant side does not dispute the date of this Certificate. The argument of Mr.S.Sutradhar, learned counsel for the applicant that although the Certificate's date was issued after the last date, but the respondent authorities did not accept the fact that the applicant presented a Report of Assessment of his illness which is dated 23.11.2022.

The Tribunal is not in a position to accept his argument that this Report of Assessment, although prior to the last date can be equated and accepted in place of the Certificate of Disability. Further, the advertisement required a candidate claiming to be entitled as a person with benchmark disabilities (PWD) to submit a valid certificate issued by a Medical Board within 07.12.2022.

Therefore, the prayer in this application, devoid of any merit is disposed of without passing any orders.

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

BLR