

**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 319 OF 2022**

**RAKHI MONDAL - VERSUS - THE STATE OF WEST BENGAL & OTHERS**

Serial No. and Date of order	For the Applicant	:	Mr. Dwijadas Pattanayak Advocate
<u>03</u> 20.07.2022	For the State Respondent	:	Mr. Goutam Pathak Banerjee Advocate

Since pursuant to the notice none had appeared on behalf of the State respondents, the learned Registrar by order dated 28<sup>th</sup> June, 2022 had requested Mr.G.P.Banerjee, learned advocate, who normally represents the State authorities, to appear on behalf of the respondents and he had entered appearance on behalf of the State respondents. Today also Mr.Banerjee appears on behalf of the State respondents. The learned Legal Remembrancer, West Bengal, is directed to regularize the appointment of Mr.Banerjee.

In the application, Rakhi Mondal, the applicant, has prayed for a direction upon the respondents to provide information regarding the breakup of marks allotted for graduation, post graduate diploma and interview in the selection process as evident from page 49 of the application. It is submitted by Mr.D.Pattanayak, learned advocate for the applicant that though by letter dated 3<sup>rd</sup> January, 2022 information regarding the breakup was sought for under the Right to Information Act, 2005 before the State Information Commissioner, West Bengal Information Commission, being Annexure-K to the application, it has not been received. Prayer is appropriate order may be passed.

Mr.G.P.Banerjee, learned advocate appearing on behalf of the State respondents submits that as the applicant is yet to receive the information regarding said breakup, as there is an effective alternative remedy she is at liberty to prefer appeal under section 19 of the 2005 Act and hence the application is not maintainable.

**ORDER SHEET**

Form No.

**RAKHI MONDAL**

---

**Vs.**

Case No. : **OA 319 OF 2022**

**THE STATE OF WEST BENGAL & OTHERS**

---

Heard learned advocates for the parties. Since it has been alleged that the applicant is yet to receive the breakup of marks pursuant to the application dated 3<sup>rd</sup> January, 2022 under 2005 Act filed before the State Public Information Officer, the respondent no.2 (h), considering the said fact as there is an effective alternative remedy under the said Act, no order is passed on the application. The application is disposed of.

(SAYEED AHMED BABA)  
MEMBER(A)

(SOUMITRA PAL)  
CHAIRMAN

BLR