

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 327 of 2024.

ARUN CHOWDHURY - VERSUS- THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

02
23.12.2024

For the Applicant : Mrs. S. Das,
Advocate.

For the State Respondent Nos. 1,2 & 4 : Mrs. S. Agarwal,
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.

Affidavit of service today be kept on record.

From the submissions and records examined, it has become clear and not disputed by either side that the applicant was an employee of the West Bengal Ceramic Development Corporation Ltd. Therefore, he was not holding any civil post and this Tribunal also had made it clear in the earlier application that it has no mandate to hear such matters. The applicant also approached the Hon'ble High Court in WP.S.T. 128 of 2019 by which the application was also dismissed. However, the applicant's side submits that similar employees of the Corporation were not only regularised but also benefitted for pension.

After hearing the submissions of both sides and on examination of records, it is clear to this Tribunal that this application is not admissible due to res judicata but also the fact that the applicant's side have not been able to present any valid case.

Ms. Das wishes to present the relevant documents before this Tribunal on the next date to support the points that similarly circumstanced employees of the Corporation benefitted from pension.

Let such documents be presented and let the matter appear under the heading "Admission Hearing" on 07.3.2025.

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

SkG/SM.