

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 38 OF 2022

KINGSUK GHOSH - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

11
28.01.2025

For the Applicant : Mr.S.Dutta
Advocate

For the State Respondents : Mr.Goutam Pathak Banerjee
Advocate

For the Public Service : Mr.Sourav Bhattacharjee
Commission, West Bengal 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 relied on some text books to dispute that the answers given by the Commission against question Nos. 1, 9, 65 and 94 are correct. The Tribunal has advised the applicant side to clear this fact whether these text books are prescribed text books taught as part of the syllabus in Government / Government aided Colleges and Universities in this State. Mr.Dutta, learned counsel has agreed to let this Tribunal know more about the text books cited by the applicant. Mr.Dutta, has also been advised to present the entire text books before this Tribunal instead of relying on photocopies.

The Commission in its reply has stated that these questions whose answers are being disputed by the applicant were referred to the experts for their review and the experts have opined the following :

“Expert informed the Commission that the answers of the

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question Nos. 1, 9, 65 and 94 supplied by him are correct or best.”

The Tribunal has advised Mr.Bhattacharjee to present before this Tribunal such advise on paper submitted by the experts to the Commission. Mr.Bhattacharjee, wishes to present copies of relevant judgements of the Hon’ble Apex Court. These are presented and kept in record.

Let a copy be served upon the other side and the matter to appear under the heading “For Orders” on 2nd April, 2025.

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

BLR