

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member(J).

**Case No. - OA 38 of 2019**

Tamal Krishna Basak & Ors. - **VERSUS** - THE STATE OF WEST BENGAL & ORS.

Serial No. For the Applicants : Mr. S. Banerjee,  
and Ld. Advocate.  
Date of order For the State Respondent : None.  
11  
03.03.2021

The matter is taken up by the Single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24<sup>th</sup> December, 2020, issued in exercise of the powers conferred under sub section (6) of Section 5 of the Administrative Tribunals Act, 1985.

The counsel for the applicant has prayed for leave to file supplementary affidavit. Leave is granted. He has further submitted that he has already served the copy of the supplementary affidavit. Let the affidavit be kept on record.

List the matter under the heading "**Hearing**" on **16.07.2021**.

Rejoinder, if any, in the meantime.

It is noted that twenty three Group-D employees have filed this application praying for appointment to Group-C post on compassionate ground as they are having qualification. It seems that the applicant is suffering from misjoinder of parties as the cause of action of each of the Group-D employees is different as they were appointed on different dates. Therefore, the counsel for the applicant has prayed for some time to satisfy the court on the point of preliminary observation of "misjoinder" of parties. The counsel for the applicant has further submitted that the applicant no. 14 does not want to be a party in this application. Therefore, the name of the applicant no. 14 may be deleted. The counsel for the applicant is granted leave to delete the name of the applicant no. 14 as one of the applicants.

Mrs. URMITA DATTA (SEN)  
MEMBER (J)

SS/CSM