

**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 384 OF 2024**

**DR. MANISANKAR NATH - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. For the Applicant : Mr. Manujendra Narayan Roy,  
and Mr. Sankha Ghosh,  
Date of Mrs. Subarna Das,  
order Advocates

1 For the State Respondents : Mr. Gautam Pathak Banerjee,  
02.09.2024 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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under section 5(6) of the Administrative Tribunals Act, 1985.

Let affidavit of service filed be kept on record.

The prayer in this application is for a direction to the respondent authorities to issue him no objection certificate to enable him to participate in the recruitment process for the post of Associate Professor in the Department of Anaesthesiology at All India Institute of Medical Science (AIIMS), Kalyani. Mr. Roy refers to a direction of this Tribunal in a similar matter, O.A. 253 of 2024 and in terms of such direction an N.O.C. was issued to the applicant. Submission is that similar direction may be issued. Attention has been drawn to copies of the application made by the applicant seeking such N.O.C. from the Director of Medical Education. Submission is that despite furnishing such a prayer in proper format, the respondent authority has not yet taken a decision. Mr. Banerjee, learned counsel has been advised to take instructions from the Department and present before this Tribunal the policy followed by the Department so far issue of N.O.C. to employees for appearing in recruitment process of other organisation is concerned.

The matter is admitted.

Let Mr. Banerjee come up with his response after taking instructions from the Department. Let the matter appear under the heading "For Orders" on 24.09.2024.

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

SCN.