

ORDER SHEET

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

**Case No. – OA 390 of 2020**

*Subir Pal* -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and  
Date of order

For the Applicant : Mr. S.N. Ray,  
Ld. Advocate.  
For the State respondent : Mr. G.P. Banerjee,  
Ld. Advocate.

11  
22.03.2023

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.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The prayer in this application is for a direction to the respondent to issue appointment letter for the post of Fire Engine Operator-cum-Driver under the Department of Fire & Emergency Services, Government of West Bengal.

At the very outset, it appears that the applicant had participated in the examination conducted by the department in the year 2010. Although successful in the recruitment process, the appointment letter was not issued in favour of the applicant due to allegedly falsifying his date of birth in one of the documents. The applicant filed this application before this Tribunal in 2020. As per the submission and the reply of the respondent, this application is not admissible and barred by limitation for having approached the Tribunal after a gap of ten years.

Mr. S.N. Ray, learned counsel for the applicant prays for a short adjournment, so that through a rejoinder, he will address the point of limitation.

Let the matter appear under the heading “**For Orders**” on **03.05.2023**.

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**

CSM/SS