

**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 403 OF 2017**

**PRADIP MUKHERJEE**

**- VERSUS -**

**THE STATE OF WEST BENGAL & ORS.**

Serial No. and  
Date of order

For the Applicant

: Mr.A.B.Mahapatra  
Advocate

21  
31.03.2023

For the State Respondent

: Mr.Goutam Pathak Banerjee  
Advocate

For the Principal Accountant General  
(A&E) West Bengal

: Mr.Biswanath Mitra  
(Departmental Representative)

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 and the Departmental representative, the case is taken up for consideration sitting singly.

The prayer in this application is for a direction to the respondent to consider his promotion with effect from 01.08.2011. The applicant has retired on 31.11.2012 holding a post of Administrative Officer.

In this regard, the applicant had submitted several representations before the respondent, one such application was submitted before the respondent No. 2 (iii), the Director of Agriculture on 17.01.2017. Submission of the learned counsel is that despite several such representations, the authorities have not bothered to act upon it, thus he prays for a direction to consider his representation.

Mr.G.P.Banerjee, learned counsel appearing on behalf of the respondent submits that if such a direction is given, the same will be acted upon as per

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rule.

In this application, Mr.B.Mitra, the Departmental representative has been added as a respondent. In the opinion of the Court, the Principal Accountant General (A&E) West Bengal is not needed to be a party. Hence his name be expunged from the array of the respondents.

After hearing the learned counsels and considering the facts and circumstances, the respondent No. 2 (iii) The Director of Agriculture, Department of Agriculture, is directed to consider the representation filed by the applicant regarding his promotion before him within a period of 12 weeks from the date of communication of this order and communicate the same to the applicant within a period of 2 weeks thereafter.

The application is disposed of.

BLR

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