

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 2023

Sibsankar Das - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

04
04.03.2024

For the Applicant : Mr. S.C. Atha,
Learned Advocate.

For the State Respondents Mr. G.P. Banerjee,
Learned Advocate.

For the P.S.C., W.B. Mr. S. Bhattacharjee,
Learned 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.

Submission of Mr. Atha is that despite his name being recommended by the P.S.C. for the post of Group-C, the applicant has not been offered any appointment letter so far. Mr. Banerjee, learned counsel for the state respondent submits that though it is a fact that the P.S.C. had recommended his name to the Directorate of Technical Education & Training for such post, but during the medical examination of the applicant by the Medical Board, the applicant was found to be unfit on account of his 21% hearing disability. Copy of such correspondence being 7291 dated 07.07.2023 written by the Medical Superintendent-cum-Vice Principal, Medical College & Hospital, Kolkata to the Directorate of Technical Education and Training enclosing a copy of such medical report is in this application.

After hearing the submissions and examination of the records available in this application, the Tribunal finds that though the applicant's name was recommended for the post of Group-C but during the medical examination the Medical Board found him having 21% hearing disability and thus not eligible for such a post under the P.W.D.

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THE STATE OF WEST BENGAL & OTHERS.

category. Since it is a clear opinion expressed by the Medical Board and such Report has been endorsed by three Specialist doctors, the Tribunal does not deem it proper to pass any order.

Accordingly, the application is disposed of without passing any orders.

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

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