

**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 411 OF 2021**

**PRADIP KUMAR SAHA - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and Date of order	For the Applicant	:	Mr. Asim Hati, Advocate
	For the Respondents	:	None
<u>7</u> 07.02.2023	For the Public Service Commission, West Bengal	:	Mr. Saurav Bhattacharjee, 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.

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

Mr. Saurav Bhattacharjee, learned counsel, on instruction, submits that the Public Service Commission, West Bengal should not have been made party in this matter since the Commission is not the primary respondent. Moreover, this matter relating to promotion was not referred to the Commission for consultation by the Department.

It is also pointed out that the date of superannuation of the applicant as recorded - December, 2023 is not correct as per the gradation list appearing at page 13 of the application. The correct date of superannuation of the applicant is 31.07.2025.

Let the matter appear under the heading "Hearing" on 18.08.2023.

SCN.

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