

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 - 473 of 2024

Biplab Dasgupta - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

03
20.12.2024

For the Applicant : Mr. I. Biswas,
Mr. S. Arefin,
Mrs. S. Agarwal,
Learned Advocates.

For the State : Mrs. S. Agarwal,
Respondents 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.

The applicant having passed the type test for the post of LDA/LDC found his name in the result published by the Administrative Institute on 14.03.2019. The copy of the result enclosed in this application confirms. However, when the Food & Supplies Deptt. published the final selection list by Memo 2229 dated 11.09.2020, the applicant was surprised that his name did not feature in the selection list. The Deptt. published a supplementary list of successful candidates by Memo. 2230 dated 11.09.2020, the name of the applicant was again not found in this list. Mr. Biswas, learned advocate appearing on behalf of the applicant draws my attention to a Gazette Notification published on 18.02.2019, in particular, paragraph 5(c) is emphasized as the relevant para of the Notification. After close reading of the paragraph, it is understood that 10% of posts of LDA/LDC are to be kept reserved for eligible

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THE STATE OF WEST BENGAL & OTHERS.

Group-D employees. Submission is that despite being eligible and having cleared the type test, the respondent authority ignored the name of the applicant for promotion to the post of LDA/LDC.

Mr. Ray, learned counsel wishes to file reply on behalf of the state respondents and if such reply is filed and copy served, if so wished, rejoinder be filed in the meantime and the matter to appear under the heading **Hearing on 13.03.2025.**

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

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