

**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 488 OF 2024**

**BISWAJIT DAS - Vs - THE STATE OF WEST BENGAL & OTHERS.**

Serial No. and  
Date of order

For the Applicant : Mr.P.S.Das  
Advocate

03

17.01.2025

For the State Respondents : Mr.Debabrata Koley  
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 contesting parties, the case is taken up for consideration sitting singly.

Affidavit of service filed today, be kept in order.

By filing this application, the applicant has prayed for setting aside the impugned order No. 1613 dated 08.04.2024. In terms of a direction of this Tribunal in OA-879 of 2021, the respondent authority passed this order. The applicant in the Original application had prayed for a direction to the respondent authorities to promote him from the post of Group-D to the post of L.D.C. It was submitted earlier that the applicant a physically challenged person was not considered for such promotion though he had fulfilled other eligibility criterias. The learned counsel for the respondent had submitted that in the 50 Point Roster no such reservation has been made for physically challenged employees. For promotion to the post of L.D.C. from the post of Group-D, a type test is required to be passed. In the reasoned order, the respondent authority observes that the applicant had problems in his left leg, but he is able to participate in the type test. Mr.P.S.Das, learned counsel is not

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against the applicant participating in a type test.

Mr.D.Koley, learned counsel prays for accommodation to enable him to take instructions and submit the views of the respondent authority on the next date.

The matter is admitted. Let the matter appear under the heading “For Orders” on 23<sup>rd</sup> April, 2025.

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

BLR