

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 51 OF 2023

DR. BHAIKAR SARKAR - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. For the Applicant : Mr. M.N. Roy,
and Mr. G. Haldar,
Date of Advocate
order

For the Respondents : Mr. R.K. Mondal,
Advocate

3
19.05.2023

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 parties, the case is taken up for consideration sitting singly.

The prayer in this application is for a direction to the respondent authority to extend the applicant the benefit of trainee reserve facility for pursuing for post graduation in Medical. The applicant has already qualified the NEET PG 2022.

As per Rule 3 (i) of the West Bengal Medical Education Service, the West Bengal Health Service and the West Bengal Public Health-cum-Administrative Service (Placement on Trainee Reserve) Rules, 2015 the applicant is eligible for Trainee Reserve facility.

Mr. R.K. Mondal, learned counsel appearing on behalf of the State respondents submits that Nalhati I, where the applicant was serving is now Nalhati Municipality and it is not a rural area. As per Rule 3 (i) of WBPHAS (Placement on Trainee Reserve) Rules, 2015, minimum period of qualifying service required shall have to be actually rendered three years or more in rural areas in Primary Health Centers. Since the candidate has not served three years or more in the rural areas, his application for Trainee Reserve was not considered.

Mr. Mondal prays for accommodation for submission of reply on behalf of the respondents. Let the reply on behalf of the respondents be filed by the next date. Let the matter appear under the heading "Hearing" on 21.06.2023.

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

SCN.