

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

The Hon'ble Sayeed Ahmed Baba, Administrative Member

Case No. – OA 548 of 2021

RATNAMALA DAS & OTHERS - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

04
29.09.2021

For the Applicants : Mr.S.Sanyal
Mr.D.Chatterjee
Ms.R.Ghosh
Mr.S.Roy Chowdhury
Advocates

For the State respondents : Mr.K.K.Badyopadhyay
Senior Advocate
Mr.G.P.Banerjee
Advocate

For the Public Service Commission
West Bengal : Mr.S.Bhattacharjee
Advocate

Affidavit of service filed be kept on record.

At the outset Ms.R.Ghosh, learned advocate for the applicant submits that page 17 of the original application has been annexed by mistake. Prayer is, leave may be granted to delete the said page.

We find the submission on behalf of the applicant is correct. As prayed for leave granted to the learned advocate on record for the applicant to delete the said page of the original application in course of this day and the said page is deemed to be omitted.

At the very outset, Mr.K.K.Bandyopadhyay, learned senior Advocate appearing on behalf of the Respondent nos. 1 and 2 submits that the application is not maintainable in view of Section 20 of the Administrative Tribunals Act, 1985 and Rule 4(5)(a) of the West Bengal Administrative Tribunal (Procedure) Rules, 1994.

Mr.S.Bhattacharjee, learned advocate for the Public Service

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THE STATE OF WEST BENGAL & ORS.

Commission, West Bengal adopting the submission of Mr.Bandyopadhyay submits since the results were declared and uploaded on 4th March, 2021 pursuant to the order of High Court and caste categories of the applicants have not been stated, the application is not maintainable.

Ms.R.Ghosh, learned advocate appearing for the applicant submits since the caste category of the candidates is evident from the annexure, the application is maintainable.

Let reply be filed by 26th November, 2021. Rejoinder, if any, by 1st December, 2021. Matter to appear under the heading "For Order" on 3rd December, 2021.

The point of maintainability raised by the learned advocates for the respondents is kept open.

BLR

(SAYEED AHMED BABA)
MEMBER(A)

(SOUMITRA PAL)
CHAIRMAN