

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- 567 of 2023

Suprakash Medda & Ors. - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : None.

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02.09.2024.

For the State Respondents : Mr. G. Halder,
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.

Mrs. Subarna Das, learned advocate prays for adjournment on behalf of Mr. P. Saha, learned advocate on record for the applicant. Mr. Halder, learned counsel submits that in a similar matter, this Tribunal in OA-219 of 2023 had declined to pass any direction stating that it is a policy matter of the Govt., the relevant paragraph is as under :-

Based on the above observations, it is the opinion of the Tribunal that the respondent authority has followed stipulations of criteria laid down in the recruitment rule; therefore, they were correct in inviting applications from candidates holding Di9ploma/certificates. Since the recruitment rule did not permit recruitment of four years degree holders, the question of allowing them to participate in the recruitment process does not arise. Therefore, it is not the mandate of this Tribunal to interfere in the recruitment process by directing the respondents to change the recruitment rule, which is a policy matter and direct the respondents to allow the applicants who are degree holders to participate in the recruitment process, who otherwise are ineligible as per the advertisement. Therefore, the application is disposed of without any orders.

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Form No.

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Vs.

Case No **OA- 567 of 2023**

THE STATE OF WEST BENGAL & OTHERS.

Since the applicants are not represented today, let this matter be listed under the heading 'Admission Hearing' on **28.01.2025**.

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

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