

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – OA-626 of 2022

Happy Sarkar -- VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	: Mr. M. Karim, Mr. A. Samad, Ld. Advocates.
<u>10</u> 15.01.2025	For the State Respondent	: None.
	For the PSC, WB	: Mr. Sourav Bhattacharjee, Ld. 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.

Mr. M. Karim, learned counsel for the applicant files rejoinder to the reply. Let the rejoinder be kept on record. Copy has been served. Mr. Karim, learned counsel argues that had the applicant's valid documents been not accepted, the Commission would not at the very first stage allow him to appear for preliminary examination. After being successful in the preliminary written examination and being satisfied with the documents presented by him, the Commission allowed him to appear for the Main Written Examination. To the applicant's surprise, he noticed a message in the Commission's portal declaring him to be an ineligible candidate with the remarks that "PWD Certificate is not issued by the competent authority". Mr. Karim draws attention to a Disability Certificate uploaded by the applicant which is dated 11.11.2016. In continuation of this certificate, another certificate dated 17.04.2019 was also presented by the applicant before the Commission. By a letter addressed by the applicant dated 09.03.2022, Mr. Karim submits that the second document was submitted before the Commission.

Let further submissions be heard on **08.05.2025** under the heading "**Further Hearing**".

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS