

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-632 of 2023

Debabrata Biswas -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. S.K. Bhattacharya, Ld. Advocate.

For the State Respondent : Mr. S.K. Mondal, Ld. Advocate.

02
19.02.2024

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

The applicant in this application prays for a direction to the respondent authorities to promote him to the post of Senior Mechanic as per the gradation list. It appears from the submissions of the learned counsels and the records that for the same cause, the applicant had filed an application in this Tribunal being OA 1042 of 2015. However, this application was withdrawn by the applicant and which has been noted in the order dated 09.01.2018. It is the observation of this Tribunal that such an application praying for promotion on the basis of a gradation list published on 01.11.2012 is clearly barred by limitation. Though the application was filed in 2015 but the same was withdrawn by the applicant in 2018. Therefore, this application suffers from limitation for a cause dating back to 2012.

Accordingly, this application is **disposed of** without passing any order.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS