

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 663 of 2016**

SRIKANTA DAS & OTHERS - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

32
12.07.2023

For the Applicants : Mr.A.Banerjee
Mrs.Sunita Agarwal
Sk.Qareeb
Ms.P.Khatoon
Advocates

For the State respondents : Mr.Sankha Ghosh
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.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

Reply filed today by the State respondent be kept on record. A copy has been served and accepted by the learned counsel for the applicant.

As prayed for, liberty is given to the applicant side to file a supplementary application to the effect that the prayers in the Original Application will be modified.

Liberty is also given to the applicant side to pray for filing this application by all the applicants collectively through one application.

The point of maintainability raised earlier by the respondent authority will be kept open.

Learned counsel for the applicant refers to an order of the Hon'ble High Court in WPST-63 of 2023 and submits that as directed

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by the High Court, the matter may be heard and logical conclusion reached by this Tribunal within one month.

The Tribunal expresses its inability to hear and conclude this matter within a month for the reason that presently out of six Members, only one Member (Administrative) is in place. Further, it is the observation of this Single Bench that this matter relating to regularization of 153 applicants involves various points of law and have been heard earlier by a Division Bench, therefore, this matter should be placed before such a Bench.

Let this matter be placed before a Bench comprising two Members (Judicial and Administrative) under the heading 'Hearing' on 15th December, 2023 with liberty to mention, if such a Bench is available earlier.

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

BLR