

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 694 of 2023**

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

Serial No. and  
Date of order

For the Applicant : Mr. S. Samanta, Ld. Advocate.

For the State Respondent : None.

01  
10.10.2023

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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsel, the case is taken up for consideration sitting singly.

Affidavit of service filed be kept on record.

The applicant has prayed for a direction to the respondent authorities to allow him the study leave to pursue Master's Degree in Electrical Engineering. In this regard, the applicant had submitted a representation before the Principal Secretary, Department of Technical Education & Training & Skill Development. Submission is that the last date for registration in the Maulana Abul Kalam Azad University of Technology, West Bengal is 16.10.2023. Such representation was again furnished by the applicant before the Principal Secretary, Department of Technical Education & Training & Skill Development on 12.06.2023 & 02.08.2023. The applicant in his representation also draws the attention of the respondent to Rule 3A of West Bengal Service Rules, Part I. Rule 3A which is the discretionary power of the State respondent to dispense with or relax eligibility requirements. Submission is that a direction may be given to the respondent no. 1, Principal Secretary, Department of Technical Education & Training & Skill Development to consider the representation of the applicant favourably and allow him to proceed for study leave to pursue Master's Degree in Electrical Engineering, MAKAUT (Maulana Abul Kalam Azad University of Technology).

Having heard the learned counsel for the applicant, this application is disposed of by directing the respondent no. 1, Principal Secretary, Department of Technical Education & Training & Skill Development to consider his representation, preferably before the last date of registration i.e. 16.10.2023. Let a copy of this order be communicated by the applicant's side to the respondent no. 1 during the course of the day.

Accordingly, this application is **disposed of**.

CSM

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**