

**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 705 of 2022**

**Barun Sundar Priya Das. - Versus - The State of West Bengal & Others.**

Serial No. and Date of order	For the Applicant	: Mr. T. Chattopadhyay, Advocate.
<u>05</u> 12.05.2023.	For the State Respondents	: Ms. R. Sarkar, Mr. S. Debray, Mrs. A. Bhattacharya, Mr. R. Bag, Departmental Representatives.

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

The prayer in this application is for a direction to issue the promotion order of the applicant to the post of Revenue Inspector with effect from 01.12.2022 instead of 01.12.2021.

Submission of Mr. T. Chattopadhyay, learned counsel appearing on behalf of the applicant is that :-

- (i) Being in the zone of consideration, however, his juniors were promoted from 01.12.2021, not him.
- (ii) Since his suspension was revoked by an order dated 28.02.2022, he is entitled for promotion, retrospectively with effect from 01.12.2021.

In this regard, he has furnished a representation before the respondent no. 3 – the Director of Land Records and Surveys and Joint Land Reforms Commissioner, West Bengal on 12.09.2022.

Ms. R. Sarkar, the learned Departmental Representative submits that if a direction is given to consider the application, the same will be considered as per his eligibility and extant rules.

**ORDER SHEET**

Form No.

**Barun Sundar Priya Das.**

Case No. **OA 705 of 2022.**

**Vs.**

**The State of West Bengal & Others.**

After hearing the submissions of the learned counsels, the matter is disposed of by directing the respondent no. 3 - the Director of Land Records and Surveys and Joint Land Reforms Commissioner, West Bengal to consider and dispose of the representation filed by the applicant before him for his promotion with effect from 01.12.2021 within twelve (12) weeks from the date of this order.

(SAYEED AHMED BABA)  
Officiating Chairperson and Member (A)

S.M.