

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-707 of 2023

Sanjib Pakre -- VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. M. Ahmed,
Ld. Advocate.
For the State Respondent : Mr. Shaon Bhattacharya,
Ld. Advocate.

04
19.09.2024

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.

By filing this application, prayer has been made directing the respondent authorities to disclose the fate of the interview in which the applicant had appeared on 20.07.2018. After the death of his mother, Usha Pakre while in service as Group D, the applicant had preferred the prayer before the respondent authorities to give him employment on compassionate ground. As part of the process in examining such application, an interview was held on 20.07.2018 in the office of Lower Damodar Irrigation Division Office, Singur, Hooghly. The applicant appeared in the said interview and furnished all relevant documents as was advised.

Submission is that despite such interview held in 2018, the respondent authorities are sitting tight and have ignored the consideration of the application.

As per direction of this Tribunal, by an order dated 29.01.2024, the Executive Engineer-I, Lower Damodar Irrigation Division Office, Singur, Hooghly has filed a Status Report in the matter. The report enlightens that during the scrutiny of the papers in the proposal it was found that the applicant had studied upto Class-IV only. Therefore, as per the rules, he was not found eligible for such an employment.

Attention has been drawn to page no. 18 of this application which appears to be the proforma application in which very clearly the applicant has himself recorded that his educational qualification is “read upto Class-IV”. The Tribunal also observes such entry made by the applicant himself in other papers in this application. Mr. Ahmed, learned counsel presents a copy of certificate dated 23.08.2008 in the letter head of one “Somengar Ramkrisna

ORDER SHEET

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Form No.

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Vidyamandir, Jangipara, Serampore, Hooghly” which states that the applicant, Sanjib Pakre has passed the Class-VIII Annual Examination in 1990. After going through the records, the Tribunal is not satisfied that the applicant, only after knowing that his application was rejected for lack of required educational qualification now approaches the Tribunal with a copy of certificate showing he is Class-VIII pass. At the time of submitting the proforma application and also filing this application it was very much in records, certified by the applicant himself that he is only Class-IV pass. Such change of the documents at a later stage is not only inadmissible but may attract strict penalties against the applicant. It is not in dispute that the applicant himself has certified to be only Class-IV pass and this application has been filed through an affidavit, therefore, furnishing a paper on the contrary is not only unethical but is also strongly discouraged.

Hence, finding no merit in this application, this application is **disposed of.**

CSM/SS

SAYEED AHMED BABA
Officiating Chairperson & Member (A)