

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

The Hon'ble Sayeed Ahmed Baba, Administrative Member

Case No. –OA 716 of 2021

Dr. Sembagamuthu Sembiah - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

01
01.10.2021

For the Applicant

: Mr.S.Ghosh
Advocate

For the State respondents

: Mr.G.P.Banerjee
Advocate

Though the matter has appeared under the heading 'To Be Mentioned', Mr. S. Ghosh, learned advocate for the applicant submits since the last date for recruitment to the post of Assistant Professor in Union Public Service Commission and All India Institute of Medical Science (AIIMS), Raipur, Chhattisgarh is 4th October, 2021, considering the urgency, copies have been served on the respondents and affidavit of service has been filed and is on record.

Submission is the application may be taken up for hearing. Pursuant to service of notice, Mr. G.P. Banerjee, learned advocate, has entered appearance on behalf of State respondent nos. 1 and 2.

In the application, Dr. Sembagamuthu Sembiah, the applicant, has prayed for certain reliefs, the relevant portion of which is as under:

“A) An order do issue directing the concerned respondent authorities to forthwith issue “No Objection Certificate” in favour of your applicant without causing delay preferably by 04/10/2021, so as to enable him to participate in the “interview/selection process” to the post of Assistant Professor at Union Public Service Commission bearing Advertisement No. 02/2021 and All India

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Institute of Medical Sciences, Raipur (AIIMS, Raipur) under MOHFW, GOI bearing Ref. No. AIIMS.RPR/365 dated 17.08.2021.

b) An order do issue thereby directing the respondent authorities to dispose of the representation dated 14/09/2021 by issuing “No Objection Certificate” in favour of the applicant within a stipulated time period.”

It is submitted by Mr.S.Ghosh that though the applicant by letter dated 14th September, 2021, applied for no objection and experience certificates for interview for the post of Assistant Professor in Union Public Service Commission and AIIMS, Raipur, Chhattisgarh, till date those have not been granted by the authorities. Since the interview and document verification in Union Public Service Commission and AIIMS, Raipur, Chhattisgarh is fixed on 4th October, 2021, appropriate direction may be passed for grant of no objection and experience certificates.

Let a copy of the advertisement for the post of Assistant Professor at Union Public Service Commission and AIIMS, Raipur, Chhattisgarh filed be kept on record.

Mr.G.P.Banerjee, learned advocate for the State respondents submits if directed, the respondent authorities will issue no objection certificates and experience certificates expeditiously, if otherwise eligible.

Having heard the learned advocates for the parties and considering the facts and circumstances of the case, since the applicant has applied for the grant of no objection certificates for interview and for experience certificates for the selection process in Union Public Service Commission and AIIMS, Raipur, Chhattisgarh, the Director of Medical Education & Ex-Officio Secretary, Department of Health & Family Welfare, Government of West

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Bengal, the respondent no. 2, is directed to issue necessary no objection certificates and experience certificates to the applicant by 4th October, 2021, in accordance with law.

The application stands disposed of.

(SAYEED AHMED BABA)
MEMBER (A)

(SOUMITRA PAL)
CHAIRMAN

Rajib