

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 768 of 2022

*Dr. Golam Sarwar* -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	: Mr. S. Panda, Mrs. I. Bhattacharyya, Ld. Advs.
<u>01</u> 02.12.2022	For the State respondent	: Mr. G.P. Banerjee, Ld. Adv.

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.

Affidavit of service filed today be kept on record.

In this application, the prayer is for a direction to the West Bengal Health Recruitment Board to accept the certificates for the post of Assistant Professor under West Bengal Medical Education Services. As submitted by the learned counsel for the applicant, although the portal accepted the mark-sheets and generated a 'Done' acknowledgement, which is quoted as under:

First Message:-

**“Registration No.-**

**C230420221005311178**

**All 4 steps are Completed on 30-04-2022 06:52 PM**

**(Application Final Submission is Done on 30-04-2022 06:53 PM)**

**(Payment is Done)**

**Applied For : WBMES; Assistant Professor in 21 no WBMES**

**Name : golam sarwar”**

The applicant having seen this acknowledgement and being satisfied or surprised to know through the website that his application has been rejected on the following grounds:

**“Detail Reason : ONLY 1ST PROF MBBS  
MARKSHEET UPLOADED. FINAL MBBS PASS STATUS  
AND AGGREGATE MARKS IN MBBS CANNOT BE**

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**Vs.**

The State of West Bengal & Ors.

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**VERIFIED FROM THE UPLOADED DOCUMENT ONLY.**

**HENCE, REJECTED.”**

Mr. Banerjee appearing on behalf of the State respondents submit that the applicant had failed to upload the documents successfully and hence rejected..

After hearing both the learned counsels and considering the above facts and circumstances of the case, the respondent no. 4, the Secretary and Controller of Examinations, West Bengal Health Recruitment Board is directed to verify whether the required documents were submitted successfully on or before the deadline. If in his findings, it is found that the documents were submitted on time and the applicant fulfils all other criteria for appearing in the interview, then he should be allowed to appear in the interview, after verification of the certificates. The respondent is also directed to allow the applicant to submit these documents for verification in person before him. This verification and decision of the Board should be completed within next five days from the date of communication of this order.

By giving the above direction, it is made clear that I have not gone into the merit of the case, therefore, all the facts are kept open for the respondent to verify.

The matter is **disposed of.**

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

CSM