

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 843 of 2021

Subrata Bhowmick - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. A. Mondal, Ms. S. Dey, Learned Advocates.
<u>10</u> 06.12.2022	For the State Respondent	: None
	For the P.S.C., W.B.	: Mr. S. Bhattacharjee, Learned Advocate.

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.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The affidavit of service filed today be kept on record.

In this application, the prayer is for a direction to the state to issue promotion letter to the applicant on the basis of the applicant's seniority. Mr. A. Mondal, learned counsel appearing on behalf of the applicant refers to page 22 in which at serial no. 19 Sri Subrata Bhowmick despite being senior and eligible has not been promoted to the post of Additional Regional Transport Officer. However, in the same gradation list, Juniors Debdulal Chattopadhyay, Sujoy Das, Basu Kumar Das, Surajit Chatterjee, Tapan Manna, Susanta Adhikary, Subhasis Dutta, Debasis Roy and Kartik Rakshit, the private respondents in this matter, have been promoted. The counsel refers to page 26 which shows promotion of the above private respondents.

The counsel for the applicant prays that a direction may be given to the respondents to consider his matter of promotion. After hearing the learned counsel including Mr. S. Bhattacharjee, representing

ORDER SHEET

Form No.

Subrata Bhowmick

Case No. **OA 843 of 2021**

Vs.

THE STATE OF WEST BENGAL & ORS.

the Public Service Commission, the matter is disposed of by directing the applicant to furnish a representation alongwith copy of this Order before respondent no. 1, Secretary, Transport Department within a period of 3 weeks from the date of this order ventilating his grievance. If such representation is furnished, the respondent no. 1, Secretary, Transport Department shall consider the representation on merit and pass a reasoned order within a period of 6 weeks from the date the representation is submitted and communicate the same to the applicant within 2 weeks thereof.

Accordingly, the matter is disposed of with no order as to costs.

SAYEED AHMED BABA
Officiating Chairperson & MEMBER (A)

H.S