

ORDER SHEET

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 991 OF 2016**

SAFAUDDIN AHMED - VERSUS- THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	:	Mr. Goutam Pathak Banerjee Mrs. Sunita Agarwal Advocates
<u>03</u> 19.03.2024	For the State Respondents	:	Mr.Manujendra Narayan Roy 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.

Mr.G.P.Banerjee, learned counsel for the applicant files a copy of the order passed by the Hon'ble High Court on 09.08.2023 in the matter relating to WPST-212 of 2015.

Mr.M.N.Roy, learned counsel has submitted that this application is not admissible on the ground that the applicant has not exhausted all his remedies before approaching this Tribunal as per Section 20 of the Administrative Tribunal Act. The applicant could have earlier preferred a representation ventilating his grievances before the respondent authorities, but he did not do so.

Mr.Banerjee responds that such observation of the learned counsel for the respondent should have been presented on the day the matter was heard and admitted.

Since this matter involves various points of law, it would be proper if it is heard by a Bench comprising two Members (Judicial and Administrative).

Let the matter appear before a Bench comprising two Members

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Form No.

SAFUDDIN AHMED

Vs.

Case No. : **OA 991 OF 2016**

THE STATE OF WEST BENGAL & ORS.

(Judicial and Administrative) under the heading 'Hearing' on 21st November, 2024. Reply, rejoinder, if any, in the meantime.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)

BLR

WEST BENGAL ADMINISTRATIVE TRIBUNAL