

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman.

Case No. - OA 271 of 2018

Biswanath Kumar - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. M. Karim, Advocate.
	For the State Respondent	: Mr. G.P. Banerjee, Advocate.
<u>11</u> 03.02.2021		

The matter is taken up by the single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24th December, 2020 issued in exercise of the powers conferred under sub-section (6) of Section 5 of the Administrative Tribunals Act, 1985.

In this application, the applicant, Biswanath Kumar, the Commercial Tax Officer now known as Assistant Commissioner of State Tax, has prayed for a direction upon the respondent authorities to promote him to the post of Deputy Commissioner of Commercial Taxes now known as Deputy Commissioner of State Tax. Prayer has also been made for a direction upon the respondents to consider his case for promotion.

It is submitted by Mr. M. Karim, learned advocate for the applicant that since the applicant has filed representation dated 24th February, 2017 and 9th April, 2014 appearing at pages 66 and 70 of the application, the respondents may be directed to consider the said representations in the light of the memorandum dated 12th June, 1980, particularly paragraph 2(ii) of the same memorandum.

Mr. G.P. Banerjee, learned advocate appearing for the State respondents submits if directed, the respondent authorities will consider the representation in accordance with law.

Having heard learned advocates for the parties and on considering the facts and circumstances of the case and as prayed for on behalf of the applicant, the original application is disposed of by directing the

ORDER SHEET

BISWANATH KUMAR

Form No.

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Ors.

Vs.

The state of W.B. &

Additional Chief Secretary, Finance Department, now designated as Principal Secretary to the Government of West Bengal, the respondent no. 1 to dispose of the representations appearing at pages 66 and 70 of the application by passing a reasoned order to be communicated to the parties within 15 weeks from the date of presentation of a copy of this order downloaded from the internet / website, after giving an opportunity of hearing, after verifying the records and after considering the memorandum dated 12th June, 1980.

Since for circumstances beyond control the Registry is unable to furnish a plain copy of this order to the learned advocates for the parties, the Registry is directed to upload this order on the website of the Tribunal forthwith and parties are directed to act on the copies of the order downloaded from the website.

(SOUMITRA PAL)
CHAIRMAN

Rajib