

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. RA 7 of 2024 (OA – 368 of 2022)

THE STATE OF WEST BENGAL & ORS.- VERSUS - Pallabi Chakraborty

Serial No. For the Applicant/ O.P. : Mr. G.P. Banerjee,
and Mr. S.N. Ray,
Date of order Advocates.

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13.01.2025

For the : Mr. G. Halder,
Respondents/Review Mr. A. Mitra,
Petitioners Advocates.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638 – WBAT / 2J-15/2016 dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

This Review Application has been filed by the State Respondents praying for recalling the order of this Tribunal dated 12.08.2024 in O.A. 368 of 2022. By this order the Tribunal on the basis of Mr. Banerjee's submission had disposed of the application. Mr. Banerjee had submitted on that date that the Hon'ble High Court had passed a direction directing the respondent authorities to reserve 1% seat in public employment for persons belonging to Transgender social category. The relevant judgement in WPA 21508 of 2023 was also placed before this Tribunal. The learned counsels today draw my attention to an order of the Hon'ble High Court's Division Bench in MAT 1507 of 2024. Submission is that, by this order, the operation of the order of Hon'ble Single Bench in WPA 21508 of 2023 has been stayed. Copy of the order of MAT 1507 of 2024 dated 07.08.2024 is in records.

In view of the submissions made by the learned counsels above and in view of the fact that the Hon'ble High Court had stayed the operation of the order in WPA 21508 of 2023, the prayer in this application is allowed and the order of this Tribunal in O.A. 368 of 2022 dated 12.08.2024 is recalled.

Let the main matter, being O.A. – 368 of 2022 appear on 11.06.2025 under the heading 'Hearing'.

A.K.P/H.S.

**SAYEED AHMED BABA
OFFICIATING CHAIRPERSON & MEMBER(A)**