

**ORDER SHEET**  
**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Present-**

**The Hon'ble Justice Ranjit Kumar Bag  
 & The Hon'ble Dr. Subesh Kumar Das**

Case No – **CCP XX OF XXXX**

Vs

Serial No. and Date of order. 1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary 3
<b>02</b> <hr/> <b>10.04.2018</b>	<p><b>CCP-9/2018 : Osman Gani &amp; Ors.</b>  <b>Vs</b>  <b>Basudev Kumar Chowdhuri,</b>  <b>Director of Personnel &amp; Ex-Officio</b>  <b>Chief Engineer, Irrigation &amp; Waterways</b>  <b>Department, Govt. of West Bengal</b></p> <p><b>CCP-10/2018 : Pradip Chandra Das &amp; Ors.</b>  <b>Vs</b>  <b>Basudev Kumar Chowdhuri,</b>  <b>Director of Personnel &amp; Ex-Officio</b>  <b>Chief Engineer, Irrigation &amp; Waterways</b>  <b>Department, Govt. of West Bengal</b></p> <p><b>CCP-11/2018 : Sachindra Nath Singha @ Singh &amp; Ors.</b>  <b>Vs</b>  <b>Basudev Kumar Chowdhuri,</b>  <b>Director of Personnel &amp; Ex-Officio</b>  <b>Chief Engineer, Irrigation &amp; Waterways</b>  <b>Department, Govt. of West Bengal</b></p> <p><b>CCP-12/2018 : Amal Saha &amp; Ors.</b>  <b>Vs</b>  <b>Basudev Kumar Chowdhuri,</b>  <b>Director of Personnel &amp; Ex-Officio</b>  <b>Chief Engineer, Irrigation &amp; Waterways</b>  <b>Department, Govt. of West Bengal</b></p> <p><b>CCP-13/2018 : Abdul Karim &amp; Ors.</b>  <b>Vs</b>  <b>Basudev Kumar Chowdhuri,</b>  <b>Director of Personnel &amp; Ex-Officio</b>  <b>Chief Engineer, Irrigation &amp; Waterways</b>  <b>Department, Govt. of West Bengal</b></p> <p><b>For the Applicants : Mr. G. Halder,</b>                      [In all the cases] Learned Advocate.</p> <p><b>For the Contemnor OP : Mr. S.N. Ray,</b>                      [In all the cases] Learned Advocate.</p> <p style="text-align: center;">The applicants have prayed for issuance of contempt rule for intentional violation of the order</p>	

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dated July 19, 2017 passed by this Tribunal in connection with OA-390/2011, OA-676/2015, OA-1226/2014, OA-323/2015, OA-675/2015 and OA-677/2015. The relevant portion of the order is quoted below :

**“Accordingly, the Tribunal feels that the Application should now be disposed of with a direction upon the Director of Personnel & Ex-Officio Chief Engineer, Irrigation & Waterways Directorate to publish the result of the Interview held by the Selection Committee and clarify as to whether notwithstanding availability of eligible candidates from the exempted category such vacancy was filled up by the General Category. The Director of Personnel & Ex-Officio Chief Engineer, Irrigation & Waterways Directorate will comply with the Order of this Tribunal within a period of 6 (six) weeks from the date of receipt of this Order.”**

The statement of compliance of the order submitted by the contemnor on September 12, 2017 is enclosed with the contempt application, wherefrom it appears that the recruitment process to fill up posts of 1409 vacancies under Group-D category was initiated only for non-exempted category. Accordingly, the contemnor was not in a position to publish the list of candidates selected from exempted category to fill up the Group-D posts as directed by the Tribunal. However, the fact that entire recruitment process was initiated to fill up Group-D posts only from non-

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exempted category is not supported by any document. We are informed that the names of the candidates were invited from Employment Exchange to fill up Group-D posts without publishing any advertisement in this regard. So, the contemnor is directed to produce copy of all the letters by which applications were invited from the Employment Exchange to fill up 1409 vacancies under Group-D category supported by an Affidavit of the contemnor within a period of 6 (six) weeks.

List the matter under the heading "**Hearing**" on **23.07.2018**.

Let a plain copy of this order be supplied to both the parties.

**( S.K. DAS )**  
MEMBER(A)

**( R. K. BAG )**  
MEMBER (J)

Sanjib