

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Subesh Kumar Das

Case No – OA 137 OF 2018

KOUSHIK MARJIT Vs **The State of West Bengal & Ors.**

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
<p>1</p> <hr/> <p>03.04.2018</p>	<p>For the Applicant : Mr. Ujjal Ray Learned Advocate</p> <p>For the State Respondent: None</p> <p>None appears on behalf of the State respondent inspite of service of notice as reflected from the affidavit of service filed on behalf of the applicant.</p> <p>Liberty is given to the Advocate-on-Record for the applicant to delete the name of West Bengal Staff Selection Commission by way of amendment of cause title of the original application in course of this day.</p> <p>The applicant has filed this original application praying for direction upon the respondents to issue appointment letter in favour of the applicant for the post of Sub-Inspector in the Subordinate Food & Supplies Service (Grade-III) under the department of Food & Supplies, Government of West Bengal.</p> <p>The grievance of the applicant in the present application is that the name of the applicant was recommended by West Bengal Staff Selection Commission for appointment to the post of Sub-Inspector</p>	

ORDER SHEET

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	<p>in the Subordinate Food & Supplies Service (Grade-III) by issuing separate memorandum in favour of the applicant on March 17, 2017, but the appointment has not been given to the applicant till date. It appears from the said memorandum dated March 17, 2017 issued by the Secretary-cum-Controller of Examinations, West Bengal Staff Selection Commission in favour of the applicant that offer of appointment shall be issued on completion of pre-appointment formalities by the appointing authority. The contention of the applicant is that the respondent No. 2, Principal Secretary, Department of Food & Supplies, Government of West Bengal is the appointing authority in respect of the post of Sub-Inspector in the Subordinate Food & Supplies Service (Grade-III).</p> <p>It appears from the materials on record that the applicant submits a representation before the respondent No. 2 on November 23, 2017 (Annexure "A-7" to the original application) whereby the said applicant brought to the notice of the respondent No. 2 the fact that his name was recommended by the West Bengal Staff Selection Commission for appointment to the post of Sub-Inspector, Subordinate Food Supplies Service (Grade III), but no action has yet been taken by the said respondents. Since almost one year has passed after recommendation of the name of the applicant for appointment by the West Bengal Staff Selection Commission, we would like to direct the</p>	

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SCN.	<p>respondent No. 2 to take a decision with regard to the appointment of the applicant within specific period of time.</p> <p>In view of our above findings, we direct the respondent No. 2 to consider recommendation of the name of the applicant for appointment to the post of Sub-Inspector in the Subordinate Food & Supplies Service (Grade-III) and to take a decision in this regard within a period of 12 (twelve) weeks from the date of communication of this order.</p> <p>The applicant is directed to communicate the order of the Tribunal along with copy of the application and all its annexures to the respondent No. 2 within a period of 2 (two) weeks from the date of this order.</p> <p>With the above direction, the original application stands disposed of.</p> <p>Let a plain copy of the order be supplied to both parties.</p> <p>(S.K. Das) MEMBER (A)</p> <p>(R.K. Bag) MEMBER (J)</p>	