

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

Hon'ble Justice Soumitra Pal, Hon'ble Chairman.  
& Hon'ble Mr. P. Ramesh Kumar, Administrative Member.

Case No. OA 1139 of 2017.

SK. MORSHED ALI – 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>9</p> <hr/> <p>7.2.2019.</p>	<p>For the Applicant : Mr. M.N. Roy , Advocate.</p> <p>For the Respondent : None.</p> <p>In this application the applicant has prayed for a direction upon the respondent authorities to appoint the applicant to the post of Fire Engine Operator cum Driver (FEOD).</p> <p>In this matter reply and rejoinder have been exchanged. We have find from the reply filed by the State that as the applicant was found “unsuitable” for employment pursuant to the police verification as evident from the memo dated 25<sup>th</sup> August, 2011, appointment could not be given by the State authorities.</p> <p>The matter had appeared from time to time. On 13<sup>th</sup> December, 2018 after hearing the learned advocates for the parties following direction, inter alia, was issued :-</p> <p><i>“.....Heard Mr. Roy and Mr. Chowdhury. Since we find that no particulars have been given in the reply why the applicant was found unsuitable for the post of Fire Engine Operator cum Driver (FEOD), the added</i></p>	

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	<p><i>respondent is directed to furnish the report being memo no. 7987/S-60-11/SB-I/VR dated 12<sup>th</sup> October, 2011 and any further report which may be relevant for the purpose of adjudication on the next date of hearing failing which appropriate order will be passed.</i></p> <p><i>Let the matter appear under the heading "Hearing" on 7<sup>th</sup> February, 2019....".</i></p> <p>Today neither respondents are represented nor a copy of the report being memo no. 7987/S-60-11/SB-I/VR dated 12<sup>th</sup> October, 2011 as directed has been filed. We have not been apprised of the reasons why the applicant has been declared "unsuitable" for employment.</p> <p>Therefore, the Director General of Fire and Emergency Services, Government of West Bengal, Kolkata, – the respondent no. 2, is directed to appoint the applicant provisionally, subject to compliance of other formalities, except police verification, within sixteen weeks from the date of presentation of a copy of the certified copy of this order without prejudice to the rights</p>	

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Skg.	<p>and contentions of the parties and subject to further orders that may be passed.</p> <p>Matter to appear under the heading "Hearing" on 20<sup>th</sup> June, 2019.</p> <p>(P. Ramesh Kumar) Member(A).</p> <p>(Soumitra Pal) Chairman.</p>	