

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

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

Case No – OA 165 of 2019

Bablu Hazra 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
04 09.09.2019	<p>For the Applicant : Mr. S. Nag, Learned Advocate.</p> <p>For the Respondent : Mr. S. Ghosh, Learned Advocate.</p> <p>The applicant has prayed for direction upon the respondents for incorporating the name of the applicant in the gradation list of qualified regular Group-D and Group-C employees under Directorate of Public Works (Roads), Government of West Bengal.</p> <p>The contention of the applicant is that he has been inducted from Work Charged establishment into regular establishment of the office of Executive Engineer, Burdwan Highway Division No. I, PW (Roads) Directorate on May 23, 2000. The grievance of the applicant is that his name has not been incorporated in the gradation list of regular Group-D and Group-C employees under Directorate of Public Works (Roads) published by the Chief Engineer (Headquarters) on November 3, 2016. The further grievance of the applicant is that the representation submitted by him in this regard on January 24, 2019 before the Superintending Engineer, Western Highway Circle-I, PW (Roads) Directorate through proper channel has not yet been considered.</p>	

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Having heard Learned Counsel representing both parties and on consideration of the materials on record, we are of the view that the representation of the applicant should be taken into consideration in accordance with the provisions of law within a reasonable period of time. However, the present representation submitted by the applicant before the Superintending Engineer through proper channel cannot be considered by the Chief Engineer (Headquarters), PW (Roads) Directorate who has published previous gradation list on November 3, 2016. We would like to grant liberty to the applicant to file representation before the Chief Engineer (Headquarters) through proper channel within a reasonable period of time.

Accordingly, the applicant is directed to submit representation ventilating his grievance with regard to non-inclusion of his name in the gradation list of regular Group-D and Group-C employees of Public Works (Roads) Directorate before the respondent no. 3, Chief Engineer (Headquarters), PW (Roads) Directorate through proper channel within a period of 8 (eight) weeks from the date of this order. If such representation is submitted by the applicant within the stipulated period of time the respondent no. 3, Chief Engineer (Headquarters), PW (Roads) Directorate, Government of West Bengal is directed to consider the representation of the applicant in accordance with law within a period of 12 (twelve) weeks from the date of submission of the representation and communicate the result of

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Sanjib	<p>the same to the applicant within a period of 4 (four) weeks thereafter.</p> <p>With the above direction, the original application is disposed of.</p> <p>Let a plain copy of this order be supplied to both parties.</p> <p>(S.K. DAS) MEMBER(A)</p> <p>(R. K. BAG) MEMBER (J)</p>	
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