

**ORDER SHEET****WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-****The Hon'ble Justice Soumitra Pal (Chairman)****& The Hon'ble P.Ramesh Kumar (Administrative Member)****Case No. OA-250 of 2018****SRI ASHOKE KUMAR ROY 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 style="text-align: center;"><u>01</u> 19.07.18</p>	<p>For the Applicant : Mr.A.Dasgupta Learned Advocate</p> <p>For the Respondent : None</p> <p style="text-align: center;">Affidavit of service filed today be kept on record. Despite service of notice, none appears on behalf of the State Respondents.</p> <p style="text-align: center;">In this original application, the applicant stated to be an unemployed youth has prayed for a direction upon the respondent authorities, particularly on the Secretary, Irrigation &amp; Waterways, Government of West Bengal, Kolkata, the Respondent No.1 to take steps for appointing him as a Group-D Staff in the Irrigation &amp; Waterways Directorate under the Government of West Bengal. It has been stated that the applicant had received an Interview letter dated 09.01.2008 whereby he was directed to appear in the interview. The petitioner had appeared in the interview. It has been stated that the petitioner was among the successful candidates as he secured seventh position out of 21 candidates in the final select list. Thereafter, he was informed by Memo.</p>	

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	<p>dated 19<sup>th</sup> May, 2014 that since he was selected for Group-D post on the basis of interview and test his name had been sent for police verification. It has been further stated that by subsequent Memo. dated 13<sup>th</sup> March, 2015 being Annexure P-4 to the original application, he was informed that pursuant to the order passed by the Hon'ble Supreme court on 21.02.2015, the office had forwarded Pro-Forma filed by the applicant to the Police authorities for police verification. However, in the said Memo. it was stated that three consecutive reminders have evoked no response. As satisfactory police verification report and Medical Fitness Certificate are necessary and unless police verification and Medical Fitness Certificate are issued by the appropriate authorities, the office is not in a position to issue appointment letter to the applicant for the Group-D post under Irrigation &amp; Waterways Directorate.</p> <p>In our view, it is evident from the Memo. dated 19.05.2014 that the petitioner was "selected for recruitment to the Gr.-D Post" and was requested to collect a blank Police Verification Roll Form from the</p>	

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	<p>Superintending Engineer of the Department which, it appears, he did. It further appears from the Memo. dated 13.03.2015 that the matter regarding issuance of letter of appointment to the applicant has been kept pending, since Police Verification Report is yet to arrive in spite of three consecutive reminders. In such facts and circumstances and considering the fact that the petitioner was "selected for recruitment to the Group-D Post" the application is disposed of by granting liberty to the petitioner to file his representation ventilating his grievances annexing copies of relevant documents before the Secretary, Irrigation &amp; Waterways Department, Government of West Bengal, Jalasampad Bhavan, Kolkata, the respondent no. 1 within four weeks from the date of obtaining a certified copy of this order. If such representation is filed, the same shall be disposed of by the said respondent no. 1 by passing a reasoned order to be communicated to the parties within eight weeks after giving an opportunity of hearing and after calling for a report on the Police Verification from the District Law Enforcing Authorities. If in spite of request, the Police authorities do not answer, the Secretary, Irrigation &amp; Waterways Department, the respondent no. 1 shall</p>	

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BLR	<p>appoint the petitioner on provisional basis till such Police Verification Report is sent however subject to medical fitness certificate. Such appointment ultimately shall be subject to the satisfactory Police Verification Report.</p> <p style="text-align: center;"> <b>(P.RAMESH KUMAR)</b>                      <b>(SOUMITRA PAL)</b>  <b>MEMBER(A)</b>                                      <b>CHAIRMAN</b> </p>	