

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 289 of 2018.

AVILASH DAS & ORS – 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;">3</p> <hr/> <p>13.12.2018.</p>	<p>For the Applicants : Mr. A. Hati, Advocate.</p> <p>For the State Respondent : Mr. G.P. Banerjee, Advocate.</p> <p>In this application the applicants, seeking recruitment to the post of Constables, have challenged the advertisement No. 6/2018/WBPRB issued by the West Bengal Police Recruitment Board, appearing at page 23 of the original application, on the ground that since in the recruitment process of 2008-09 in which they had participated the educational qualification prescribed was class VIII pass and the applicants were eligible at the relevant point of time and as the High Court by judgement dated 23rd February, 2016 passed in WPST No. 487 of 2010 had permitted them to appear after relaxing the upper age limit of those who may be found to be over-aged when the next recruitment drive is undertaken, appropriate order may be passed quashing the education qualification prescribed in the 2018 notification and to allow them to participate in the ongoing recruitment process on the basis of 2008-2009</p>	

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	<p>educational qualification as then prescribed. Mr. A. Hati, learned advocate for the applicant submits that the educational qualification enhancing from Class VIII to Madhyamik pass, as evident from the notification appearing at page 23 of the original application, may be quashed.</p> <p>Mr. G.P. Banerjee, learned advocate for the respondents submits that the High Court while passing the order dated 23rd February, 2016 had directed the State to permit the applicant to appear only after relaxing the upper age limit.</p> <p>Heard Mr. Hati and Mr. Banerjee, learned advocate for the parties. Since we find that the High Court had directed that <i>".....the State will permit them to appear after relaxing the upper age limit of those, who may be found to be over-aged when the next recruitment drive is undertaken. It is made clear that only the age limit shall be relaxed. No other eligibility criteria have been relaxed or dispensed with us....."</i> as evident from the order dated 23rd February, 2016 passed in W.P.S.T No. 487 of 2010 , no order can be passed with regard to the advertisement, appearing at page 23 of the</p>	

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Skg.	<p>application.</p> <p>Therefore, no order is passed on this application. The application is disposed of.</p> <p>(P. Ramesh Kumar) Member(A).</p> <p>(Soumitra Pal) Chairman.</p>	