

**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 309 of 2019.**

LAKSHMAN KOLEY – VERSUS- 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>5 22.8.2019.</p>	<p>For the Applicant : Mr. R. Halder, Mr.T. Pal Chaudhuri, Advocates.</p> <p>For the State respondents : Mr. S. Ghosh, Advocate.</p> <p>Mr. R. Halder, learned advocate for the applicant submits that in this application the short point is whether proper marks have been allotted against the experience the applicant has gained, which has been stipulated in the advertisement under the heading "Experience".</p> <p>During hearing, we find that the ultimate page of the advertisement, which has been annexed to the reply, does not match with the last page of the application containing the stipulations for experience. For example, at page 36 of the application, the last date of submission of form is "07.06.2018" whereas in the page 13 of the reply it is "06.06.2018". Further, in 'e) Experience' in page 36 of the original application does not match with 'e) Experience' in page 13 of the reply. Though the advertisement annexed to the reply contains</p>	

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	<p>a note "Maximum last 5 years' tenure of experience will be taken into account...", it is missing in the advertisement annexed to the application. Moreover the last page of the advertisement annexed to the application does not contain any date, though '28.05.2018' has been mentioned in the advertisement annexed to the reply. Moreover, we find there is a mismatch regarding closing date of the application. In the photocopy annexed in the original application it is "07.06.2018", whereas in the advertisement annexed at page 13 of the reply it is "06.06.2018".</p> <p>Mr. Halder, learned advocate for the applicant submits that his client, though entitled to, has not been awarded proper marks under the heading "Experience".</p> <p>As prima facie we find there is mismatch in the advertisement annexed to the original application and the reply filed by the State authorities, the Secretary, West Bengal Health Recruitment Board - Respondent no. 3 is directed to file a report regarding the same in a sealed cover before the Registrar, West Bengal Administrative Tribunal by 23<sup>rd</sup> September, 2019. Let the</p>	

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Skg.	<p>matter appear under the heading "Hearing" on 26<sup>th</sup> September, 2019.</p> <p>Let plain copies of the order be given to the learned advocates for the parties.</p> <p>(P. Ramesh Kumar) Member (A).</p> <p>(Soumitra Pal) Chairman.</p>	