

**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 321 of 2016.

**ASIM KUMAR ACHARYA – VS- THE STATE OF W.B. & 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;">7</p> <hr/> <p>29.8.2018.</p>	<p>For the Applicant : Mrs. S. Mitra, Advocate.</p> <p>For the State Respondent : Mr. S.N. Ray, Advocate.</p> <p>In this application, the applicant has prayed for a direction upon the respondents for an enquiry into the selection process for the post of Group “D” in the Commercial Tax Department. Earlier, the applicant had moved the Tribunal by filing OA 1978 of 1998, which was dismissed by judgement passed on 11<sup>th</sup> July, 2003. Challenging the said order of dismissal, the applicant filed a Writ Petition before the Hon'ble High Court , evident from the reply filed by the State, which was dismissed with costs. Thereafter, the applicant filed one RTI application on 11<sup>th</sup> January, 2016. The RTI authorities had replied on 23<sup>rd</sup> February, 2016 by recording as under :-</p> <p style="text-align: center;"><i>“ ..... We are in receipt of your application dated 11/01/2016, received on 25/01/2016 by the office of the SPIO/HQ, u/s 6 of the RTI Act, 2005.</i></p> <p style="text-align: center;"><i>However, in response to your queries on the above subject and reference, I am to inform you that after</i></p>	

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Skg.	<p><i>verifying the photocopy of the envelop submitted by you, it appears that no such envelop was issued from this office and the speed post number is not matched with our records. So, the question of verification of other contents does not arise.....” .</i></p> <p>Since we find that the applicant is trying to re-agitate the matters which have been adjudicated no order can be passed on this application. Therefore, the application is dismissed.</p> <p>(P. Ramesh Kumar) Member(A).</p> <p>(Soumitra Pal) Chairman.</p>	

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