

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 353 of 2018.

JISHU HARI & 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;">5</p> <hr/> <p>29.11.2018.</p>	<p>For the Applicants : Mr. A.K. Banerjee, Mr. M. Ahmed, Advocates.</p> <p>For the State Respondent : Mr. G.P. Banerjee, Advocate.</p> <p>For the P.S.C.W.B. : Mr. A.L. Basu, Advocate.</p> <p>Since despite of service of notice, none appears on behalf of the state respondents, Mr. G.P. Banerjee, learned advocate who normally appears on behalf of the state respondents is requested to appear in this matter. Let a copy of this application be served on Mr. Banerjee which is served and accepted. The Legal Remembrancer is directed to regularise his appointment.</p> <p>It is submitted by Mr. A.K. Banerjee, learned advocate for the applicants that since the applicants have a good case for grant of appointment and since inspite of the directions contained in the order dated 1st August, 2018 , no reply has been filed, appropriate order may be passed directing appointment to the applicants.</p> <p>Mr. A.L. Basu, learned advocate for the Public Service Commission, West Bengal submits on instruction</p>	

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	<p>that though no reply could be filed, however, as the applicants did not figure in the list of recommended candidates, which was submitted before the Government of West Bengal on 29th March, 2018, no order may be passed.</p> <p>Mr. G.P. Banerjee, learned advocate for the state respondent submits that since the applicants could not succeed and could not come within the zone of consideration in their respective categories their names were not recommended , no order may be passed. Submission is formalities are being done for appointment of successful candidates and very shortly appointment letters will be issued to the successful candidates.</p> <p>Heard learned advocate for the parties. Since we find that though directed on 1st August, 2018, no reply has been filed by the respondents, considering the facts and circumstances of the case, the respondent nos. 1,2 and 3, that is the appointing authorities, are directed to keep four posts vacant until further order. This order is passed without prejudice to the rights and contentions of the parties.</p>	

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Skg.	<p style="text-align: center;">As prayed for by the respondents, time to file reply is extended till 11th January, 2019. Rejoinder, if any, by 25th January, 2019. Matter to appear under the heading "Reply, Rejoinder and Objection" on 6th February, 2019.</p> <p>(P. Ramesh Kumar) Member(A).</p> <p style="text-align: right;">(Soumitra Pal) Chairman.</p>	