

ORDER SHEET
West Bengal Administrative Tribunal

Present.-
The Hon'ble Justice Ranjit Kumar Bag
&
The Hon'ble Dr. Subesh Kumar Das

Case No. **OA-390 of 2018**

Uttam Kumar Chattopadhyay

Versus

The State of West Bengal & Ors.

Serial No. and
date of order

Order of the Tribunal
with signature

Office action with date
and dated signature of
parties when necessary.

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03
02/01/2019

For the Applicant : *Mr. M.N. Roy,*
Mr. R. Pattanayak,
Ld. Advocates.

For the State Respondent : *Mr. G.P. Banerjee,*
Mrs. S. Agarwal,
Ld. Advocates.

The applicant has prayed for direction upon the respondents to grant of promotion to the applicant in the post of Assistant Engineer (Civil) w.e.f. January 01, 1993 and other ancillary reliefs.

The contention of the applicant is that he joined in the establishment of Directorate of Public Health Engineering as Sub-Assistant Engineer (Civil) on October 14, 1981 and was confirmed in the service on January 03, 1983. The further contention of the applicant is that he passed departmental examination on March 11, 1983, and got promotion to the post of Assistant Engineer on January 02, 2011. The grievance of the applicant is that 5 (five) Sub-Assistant Engineers who were juniors to the applicant, got promotion to the post of Assistant Engineer w.e.f. November 21, 1994 in compliance with the order passed by the Special Secretary to the Government of West Bengal, Department of Public Health Engineering on March 28, 2018 in terms of order passed by the Hon'ble High Court at Calcutta in W.P.S.T. No. 253 of 2014,

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	<p>W.P.S.T. No. 181 of 2014.</p> <p><i>Mr. M.N. Roy, Learned Counsel for the applicant contends that the applicant submitted one representation before the Respondent No. 1 through Proper Channel on April 13, 2018, but the said representation has not yet been considered by the authority concerned. He further submits that the representation submitted by the applicant may be considered in accordance with law by the Respondent No. 4 within specific period of time.</i></p> <p><i>Mrs. Agarwal, Learned Counsel representing the state respondents submits that the concerned Chief Engineer may consider the representation in accordance with law.</i></p> <p><i>In view of such submission from the Bar, the Respondent No. 4, Chief Engineer, Mechanical Electrical, Southern Zone, Public Health Engineering Directorate, Government of West Bengal is directed to consider the representation submitted by the applicant before the Respondent No. 1 through Proper Channel on April 13, 2018 (Annexure 'K' to the original application) in accordance with law within a period of 8 (eight) weeks from the date of communication of the order and take necessary follow-up action, if any, after intimating the result of the representation to the applicant within a</i></p>	

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Csm	<p><i>period of 4 (four) weeks thereafter.</i></p> <p><i>The applicant is directed to serve copy of this order along with copy of the original application containing all annexures on the Respondent No. 4 by Speed Post within a period of 2 (two) weeks from this date. With the above direction, the original application stands disposed of.</i></p> <p><i>Let a Plain Copy of the order be supplied to both parties.</i></p> <p>S. K. DAS MEMBER(A)</p> <p>R. K. BAG MEMBER(J)</p>	

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