

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

The Hon'ble Mrs. Urmita Datta (Sen), Member (J) &
The Hon'ble P. Ramesh Kumar, Member (A)

OA-578 of 2017

State Agriculture Technologists Service Asson. & 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><u>16</u> 11.06.2019</p> <p>Page /1</p>	<p>For the petitioner : Mr. K. Bhattacharya, Mrs. Sunita Agarwal, Learned Advocates.</p> <p>For the respondent : Mr. S. Ghosh, Learned Advocate.</p> <p>For the Private Respondents : Mr. A. Mitra, Learned Advocate.</p> <p>Heard both the parties.</p> <p>During the course of hearing the counsel for the applicant has vehemently submitted that Respondent No. 3 has been appointed as Director of Agriculture & Ex Officio Secretary with retrospective effect, whereas after 1991 no post of Director of Agriculture is in existence and even today no rules with regard to appointment or promotion to the post of Director of Agriculture and Ex-Officio Secretary has been framed but the respondent no. 3 has been firstly appointed as Director of Agriculture in</p>	

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<p style="text-align: center;">16 11.06.2019</p> <p>Page /2</p>	<p>the year 2017 and subsequently he was also re-designated as Director of Agriculture and Ex-Officio Secretary with retrospective effect from 31.03.2017.</p> <p style="text-align: center;">In view of the above, counsel for the respondent was asked to clarify the following :-</p> <p style="padding-left: 40px;">a) Whereas the claim of the advocate for the petitioner that there are no rules existing for the post of Director of Agriculture which cease to exist from 1991, how can it be possible ?</p> <p style="padding-left: 40px;">b) No recruitment rules have been framed for the recruitment of Director of Agriculture and Ex-Officio Secretary till date, the post was filled up. However, the respondent no. 3 was appointed as Director of Agriculture and Ex-Officio Secretary</p>	

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