

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 653 of 2016.

JIBAN MAJHI & ANR –Versus- 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 |
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| <p>12</p> <hr/> <p>17.4.2019.</p> | <p>For the Applicants : Mr. B. Banerjee, Ms. D. Acharya, Advocates.</p> <p>For the State Respondents : Mr. S.K. Mondal, Advocates.</p> <p>In this application Jiban Majhi and Monoranjan Kumar, the applicants have prayed for a direction upon the respondents to publish the result of the exempted category candidates which was pursuant to the selection process initiated by the Selection subcommittee for recruitment of Group D staff under Kangsabati Circle, Bankura and to appoint them. It has been stated that though they had participated in the selection process as exempted category candidates, however the result is yet to be published. It appears directions were issued to file reply and rejoinder. Subsequently reply and rejoinder have been filed and are on record.</p> <p>It is submitted by Mr. B. Banerjee, learned advocate for the applicants that since it is clear from the rejoinder to the reply that the selection process was also initiated for non-exempted category besides exempted category, as evident from the memo dated 18th February,</p> | |

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| | <p>2016, appearing at page 11 of the rejoinder, appropriate order may be passed. Relying on the reply dated 6th June, 2016 issued by the State Public Information Officer and Joint Director of Employment, West Bengal pursuant to a written application under the Right to Information Act, 2005, submission is as there are 21 vacancies under the exempted category in the circle concerned, appropriate order may be passed directing grant of appointment. Let a copy of the said reply dated 6th June, 2016 be kept on record.</p> <p>Mr. S.K. Mondal, learned advocate appearing on behalf of the State respondent, relying on the reply, particularly the intimation dated 7th July, 2009, submits that as the selection process was for candidates in the non-exempted category and the applicants belonging to the exempted category were called for interview by mistake, results have not been published. It is submitted that though there are twenty-one vacancies in the circle concerned, there are 1033 Group D posts in the exempted category all over the state which are yet to be filled up.</p> <p>Since we find that the selection process</p> | |

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| Skg. | <p>in question was for candidates belonging to the non exempted category and the applicants belong to exempted category, question of declaring the result does not arise. Therefore, no order is passed on the application. Hence, the application is disposed of. As prayed for, the applicants are at liberty to apply for the exempted category posts as and when vacancies are announced and advertisement for recruitment is published.</p> <p>(P. Ramesh Kumar) Member(A).</p> <p>(Soumitra Pal) Chairman.</p> | |