

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

The Hon'ble Justice Soumitra Pal (Chairman)
& The Hon'ble Mr. P. Ramesh Kumar (Administrative Member)

Case No – OA – 797 OF 2016

ADHAR CHANDRA RAKSHIT 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;">20</p> <hr/> <p>11.04.2019</p>	<p>For the Applicant : Mr. A. Hati, Mrs. P. Roy Mishra, Advocates</p> <p>For the Respondents: Mr. S.N. Ray, Advocate</p> <p style="text-align: center;">It is submitted by Mr. A. Hati, learned advocate for the applicant, that as the High Court, by order dated 28th April, 2016 passed in W.P. 6966 (W) of 2016, Adhar Chandra Rakshit vs. The State of West Bengal & Ors., had dismissed the writ petition granting liberty to the applicant to approach the West Bengal Administrative Tribunal and thereafter, in the mandamus appeal preferred by the applicant, being M.A.T. 887 of 2016 with C.A.N. 5301 of 2016 (Stay) (Adhar Chandra Rakshit vs. The State of West Bengal & Ors.), order was passed on 20th July, 2016 holding that the Administrative Tribunal could deal with the issue whether it can decide the grievance and as thereafter, the instant application was filed and direction was issued to file reply and rejoinder and interim order was passed on 30th January, 2017 in presence of learned advocates of both the parties, the applicant is competent to</p>	

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SCN	<p>move this application.</p> <p>On a query it is submitted by Mr. Hati that Biplab Rakshit, the son of Adhar Chandra Rakshit, had applied for the job. On a further query it is submitted that Biplab Rakshit has filed an application, being O.A. 101 of 2019, which is appearing in the list.</p> <p>Heard Mr. Hati and Mr. Ray, learned advocates for the parties. Since Adhar Chandra Rakshit, the applicant, did not participate in the selection process, the application filed by him is not maintainable. Hence, the same is dismissed. Interim order is vacated.</p> <p>(P. Ramesh Kumar) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	