

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 – O.A. 938 of 2019

FARUK ABDULLA & ANR. 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>3</p> <hr/> <p>05.02.2020</p>	<p>For the Applicant : Mr. M.N. Roy, Advocate</p> <p>For the Respondent No.2 : Mr. A. Datta, Departmental Representative</p> <p>For Public Service Commission : Mr. A.L. Basu, West Bengal Mr. S. Bhattacharya, Advocates</p> <p>It is submitted by Mr. M.N. Roy, learned advocate for the applicants that since the names of applicants, - who are OBC-A category candidates and who have applied for the post of “West Bengal Subordinate Land Revenue Service, Grade-I” find mention in the recommending list issued by the Public Service Commission, West Bengal and in view of contents of the letter dated 23rd / 24th May, 2019, particularly second paragraph thereof, appropriate order may be issued directing the respondent authorities to issue appointment letter in their favour for the said post.</p> <p>Mr. A. Datta, the Departmental Representative for the respondent no.2 submits that since enquiry is going on regarding the candidates, no order may be passed at this stage.</p> <p>Mr. A.L. Basu, learned advocate for the Public Service Commission, West Bengal submits that since the Commission has recommended the names of the two applicants for the concerned post, it is for the respondent no.2</p>	

ORDER SHEET

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
SCN.	<p>to complete the investigation in accordance with law. Since examination has been conducted by the Commission and investigation is going on, no order may be passed.</p> <p>In reply Mr. Roy submits that as it is evident from the record that the names of the two applicants were in the recommendation list, appropriate interim order may be passed.</p> <p>Heard learned advocates for the parties. The matter is admitted. Let reply be filed by 31st March, 2020. Rejoinder, if any, by 9th April, 2020. Matter to appear on 23rd April, 2020 under the heading “Reply, Rejoinder and Objection”.</p> <p>So far as the prayer for interim order is concerned, in view of the contents in the second paragraph of the letter dated 23rd / 24th May, 2019, issued by the Secretary to the Commission addressed to the respondent no.2, appearing at page 53 of the Original Application and as the names of the applicants appear in the recommendation list, we are of the view a prima facie case has been made out for passing interim order. Therefore, let there be an interim order directing the respondent no.2 to keep two posts of West Bengal Subordinate Land Revenue Service, Grade-I vacant and be not to be filled up till 22nd May, 2020 or until further order, whichever is earlier.</p> <p>(P. Ramesh Kumar) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	