

ORDER SHEET
WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble JUSTICE RANJIT KUMAR BAG
& The Hon'ble DR. SUBESH KUMAR DAS**

Case No –

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
10 <hr/> 07.03.2018	<p>Case No. OA-872 / 2015 : Abhijit Das + 8 Ors. Vs. State of W.B. & Ors.</p> <p>For the Applicants : Shri Dibyendra Narayan Ray, Shri Pradip Kumar Sanyal Shri Gaurav Haldar Learned Advocates.</p> <p>For the Respondents : Shri Sankha Ghosh Learned Advocate</p> <p>Case No. OA-1092 / 2015 : Bibekananda Goswami + 4 Ors. Vs. State of W.B. & Ors.</p> <p>For the Applicants : Shri Dibyendra Narayan Ray, Shri Pradip Kumar Sanyal Shri Gaurav Haldar Learned Advocates.</p> <p>For the Respondents : Shri Biswa Priya Ray Learned Advocate</p> <p>Case No. OA-912 / 2015 : Goutam Chowdhury + Anr. Vs. State of W.B. & Ors.</p> <p>For the Applicants : Shri Dibyendra Narayan Ray, Shri Pradip Kumar Sanyal Shri Gaurav Haldar Learned Advocates.</p> <p>For the Respondents : Shri Biswa Priya Ray Learned Advocate</p>	

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Case No. OA-913 / 2015 : Subhankar Deb Vs. State of W.B. & Ors.

**For the Applicants : Shri Dibyendra Narayan Ray,
Shri Pradip Kumar Sanyal
Shri Gaurav Haldar
Learned Advocates.**

**For the Respondents : Shri Debabrata Koley,
Learned Advocate.**

Case No. OA-916 / 2015 : Sreedam Karmakar & 4 Ors. Vs. State of W.B. & Ors.

**For the Applicants : Shri Dibyendra Narayan Ray,
Shri Pradip Kumar Sanyal
Shri Gaurav Haldar
Learned Advocates.**

**For the Respondents : Shri Sankha Ghosh
Learned Advocate.**

Case No. OA-917 / 2015 : Sk. Naimuddin & 5 Ors. Vs. State of W.B. & Ors.

**For the Applicants : Shri Dibyendra Narayan Ray,
Shri Pradip Kumar Sanyal
Shri Gaurav Haldar
Learned Advocates.**

**For the Respondents : Shri Sankha Ghosh
Learned Advocate.**

*The sealed envelopes produced by Mr. Sankha Ghosh,
Learned Counsel representing the respondents of OA 872
of 2015 on the previous dates of hearing, are opened in*

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presence of Learned Counsel representing the respective parties and we have perused the reports submitted by the Joint Secretary, Department of Irrigation and Waterways, Government of West Bengal confidentially. It appears from the said report that out of 1446 empanelled candidates, the names of 50 (fifty) candidates were identified by a Four Member Enquiry Committee headed by Chief Engineer-I, Irrigation and Waterways Directorate, who are alleged to have been benefitted from their relationship with the Officers/Staff working under Directorate of Irrigation and Waterways. The names of those 50 (fifty) candidates were referred to the State Vigilance Commission, West Bengal for conducting an enquiry in connection with procedure of recruitment adopted in Burdwan, Birbhum and Bankura regions by the Deputy Secretary to the Government of West Bengal, Irrigation and Waterways Department on March 18, 2014. The Joint Secretary, Department of Irrigation and Waterways, Government of West Bengal has also pursued with the State Vigilance Commission for expediting the enquiry pending against 50 (fifty) candidates who are included in the select list for appointment to Group D post, but we are told that the enquiry is still pending before State Vigilance Commission.

We are informed that 37 (thirty seven) applicants who have filed these 6 (six) original applications before the

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Tribunal are included in the select list, but appointment has not been given due to pendency of enquiry before State Vigilance Commission. We are unable to form opinion whether enquiry is pending before State Vigilance Commission in connection with all the applicants. Accordingly, we direct the respondent no. 2, Directorate of Personnel and Ex-Officio Chief Engineer, Irrigation and Waterways Department to file affidavit in connection with each original application by disclosing the names of the applicants against whom enquiry is pending before State Vigilance Commission till the date of swearing of the affidavit. The said affidavit must be submitted within a period of 6 (six) weeks from this date. The copy of affidavits must be served on the advocate on record for the applicants at least 1(one) week before filing in the Tribunal.

Three reports submitted by Mr. Sankha Ghosh must be again kept in the sealed cover by the Section Officer of the filing department of the Tribunal in course of the day.

*List the matter under the heading hearing on **08.05.2018.***

Let a plain copy of this order be supplied to both parties.

(S.K.DAS)

Member (A)

(R.K.BAG)

Member (J)

H.S

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