

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-****The Hon'ble Justice Soumitra Pal, Hon'ble Chairman****& The Hon'ble P. Ramesh Kumar, Administrative Member.****Case No –OA-820 of 2017.****Brihaspati Mahato & Ors. –Vs- The State of West Bengal & Others.**

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;"><u>11</u> 7.11.2019.</p>	<p>For the Applicants : Mr. B. Chowdhury, Mr. K. P. Mukhopadhyay, Advocates.</p> <p>For the Respondents : Mr. G. P. Banerjee, Advocate.</p> <p>In this application, the applicants, belonging to OBC-B, have prayed for several reliefs, the relevant portion of which is as under :</p> <p style="text-align: center;"><i>“.....a) An order directing the respondents, their men, agents, servants and/or assigns to re-determine the category wise reservation of vacancy statements of “OBC-A” & “OBC-B” category and thereby published a fresh select list for recruitment to the post of Junior Constable in the district of Paschim Medinipur, Jhargram, Purulia and Bankura LWE effected area forthwith.</i></p> <p style="text-align: center;"><i>(b) An order directing the respondents, their men, agents, servants and/or assigns to set</i></p>	

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	<p><i>aside and quashed the provisional select list of Junior Constable in the district of Paschim Medinipur, Jhargram, Purulia and Bankura LWE effected area forthwith."</i></p> <p>It is submitted by Mr. B. Chowdhury, learned advocate for the applicants that since after the notification dated 7th January, 2016 the applicants had applied for the post and while preparing the panel, the reservation policy, particularly with regard to OBC-B have not been followed, appropriate order may be passed for enlisting the name of the applicants as they have performed well in the recruitment process.</p> <p>Mr. G. P. Banerjee, learned advocate for the respondents submits that while participating in the selection process the applicants were aware of the notification dated 7th January, 2016 wherein the total number of vacancies in each category including OBC-B in Paschim Medinipur, Jhargram Police District, Bankura and Purulia were notified. Thereafter, they had appeared and participated in the selection process and not been successful have filed the application.</p>	

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Sourav.	<p>Since the applicants had participated in the selection process being aware of the vacancies and as evidently selection process was done in a transparent manner and as the applicants could not succeed, the application is without merit.</p> <p>Heard learned advocates for the parties. We find that vacancies in OBC-B category were published in the notification dated 7th January, 2016 which the applicants were aware of. They had participated in the selection process. After being unsuccessful they have filed the application. Therefore, there is no merit in the application. The application is dismissed.</p> <p>(P. RAMESH KUMAR) MEMBER (A)</p> <p>(SOUMITRA PAL) CHAIRMAN</p>	