

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Dr. Subesh Kumar Das**

Case No – OA-851 of 2019

Dilip Kumar Jana v/s 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
3 26.02.2020	<p>For the Applicant : Mr. A.K. Niyogi, Learned Advocate.</p> <p>For the State respondents : Mrs. S. Agarwal, Learned Advocate.</p> <p style="text-align: center;">Affidavit of service filed on behalf of the applicant is kept on record.</p> <p style="text-align: center;">Having heard Learned Counsel for the applicant and on consideration of the materials on record, we find that the applicant has prayed for seniority above the directly recruited officers of West Bengal Forest Service of the year 2012. However, the officers of West Bengal Forest Service who are recruited in the year 2012 directly and the officers of West Bengal Forest Service who are recruited in the year 2013 as promotee and placed above the applicant in the gradation list published on April 8, 2019, have not been impleaded as respondents in the original application. If the claim of the applicant succeeds, all the directly recruited officers of 2012 batch and some promotee officers of 2013 batch will be</p>	

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Form No.

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Vs.

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Case No. **OA 851 OF 2019**

prejudiced and as such in our view all those officers have a right to get the opportunity of hearing in the present application and thereby all of them are necessary parties in the present application.

In view of our above findings, we direct the applicant to implead all directly recruited officers of West Bengal Forest Service of the year 2012 and the promotee officers of West Bengal Forest Service of the year 2013, who have been placed above the applicant in the gradation list must be impleaded as respondents by way of amendment of cause title of the original application within a period of two months from this date.

List the matter under the heading **‘For Order’** on **20.05.2020.**

S. K. DAS
MEMBER(A)

R. K. BAG
MEMBER(J)

Rajib