

ORDER SHEET
WEST BENGAL ADMINISTRATIVE TRIBUNAL
Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER,

Case No. - OA 102 OF 2024

DEBASHIS PURKAIT - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

02
24.02.2025

For the Applicant	:	Mrs. Priya Sasmal Advocate
For the State Respondents	:	Mr. Sankha Ghosh Advocates

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5 (6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The applicant has prayed for a direction to the respondent authorities to appoint him in the post of LDC in the vacancies existing in the exempted category. From the submissions of the learned counsels and the records, the Tribunal finds that the applicant had approached this Tribunal earlier with the same prayer in OA-34 of 2018. Disposing the application, the Tribunal in its order dated 08.08.2016 had recorded the following:

“In our view, since the recruitment process started with the issuance of advertisement and ended with the publication of the merit list when the selection process comes to an end, no order is passed on the application. Moreover, as admittedly the name of the applicant appears against Serial No. 420 and appointments have been given up to Serial No. 391, in our view, there is no question of deprivation of the applicant. Assuming 15 posts are still lying vacant as submitted on behalf of the applicants since candidates placed above the applicant in the merit list have to be considered first, no order is passed on the

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application”.

From the above order of the Tribunal, it is abundantly clear that despite the order of the Tribunal in the earlier application, the applicant has again approached this forum praying for the same prayer which was heard and disposed of.

This application is barred by res judicata and therefore, it is dismissed.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)

BLR