

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 143 OF 2025

DWIJU GHOSH - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. Saikat Chatterjee, Learned Advocate
	For the State Respondents	: Mr. M.N. Roy, Mr. G. Haldar, Learned Advocates

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26.06.2025

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.

Let affidavit of service filed be kept on record.

The prayer in this application is for a direction to the respondent authorities to give notional benefit to the applicant on and from 11.07.2006, the date on which the final order was passed in terms of the order of the Tribunal in O.A. 446 of 2024 and consider the representation of the applicant dated 09.01.2025.

The applicant appeared before a Selection Board for recruitment of Constable / Sepoy in Kolkata Police Force. In terms of an order of the Tribunal dated 08.07.1999 in O.A. 1538 of 1997 he was allowed to be considered for the same post. By an order of the Hon'ble High Court in W.P.S.T. No.352 of 1999, the order of the Tribunal was upheld. The applicant, by way of filing another O.A. 548 of 2024, prayed for a direction to the authority to delete the 'censure' recorded in his service book. In its order dated 20.11.2024, the original application was disposed of by the Tribunal without passing any orders as it was barred by limitation.

Mr. Roy, learned counsel submits that the prayers of the applicant are hit by the principle of res judicata because the applicant has come up before the Tribunal with the self-same prayer.

Heard the learned counsels.

The matter is admitted keeping the point of maintainability open.

Let the matter appear under the heading "Hearing" on 11.11.2025. Reply, rejoinder, if any, in the meantime.

SCN.

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