

ORDER SHEET

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

**The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)**

**Case No. – OA 468 of 2018**

**Avijit Saha -- VERSUS – The State of West Bengal & Ors.**

Serial No. and  
Date of order

For the Applicant : None.

For the State Respondent : Mr. G.P. Banerjee,  
Ld. Advocate.

23  
02.05.2024

For the PSC, WB : Mr. Sourav Bhattacharjee,  
Ld. Advocate.

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 23<sup>rd</sup> 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.

By filing this application, the applicant has prayed for a direction to the respondent authorities to allow him to appear in the interview for the post of Sub-Officer in West Bengal Fire and Emergency Services Department. From the submissions and the records, it appears that the applicant was invited to appear for an interview for the above post. But during the scrutiny of his documents, it was detected that he did not have the subject Chemistry in his B.Tech qualification. The advertisement issued by the Commission for this post had clearly indicated that the essential qualification would be Science Graduate from a recognised University with Physics, Chemistry and Mathematics. The fact that in his B.Tech Course, the subject Chemistry was not included was admitted by the applicant in his representation to the Public Service Commission dated 22.04.2018.

The relevant part of his representation is as follows :

*“But unfortunately Chemistry was not in my subject in my Bachelor Degree”.*

Since it has been admitted by the applicant himself that the required qualification including the subject Chemistry was not in his degree, therefore, the Tribunal does not find any merit in the prayers of this application. Though it appears from a copy of Mark Sheet

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issued by West Bengal State Council of Technical Education that the applicant had Chemistry as one of the subjects but this qualification was a Diploma obtained by the applicant from one K.G. Engineering Institute. As per the advertisement, not Diploma but a Bachelors Degree was the essential qualification.

This application is therefore disposed of without passing any orders.

SS

SAYEED AHMED BABA  
Officiating Chairperson & Member (A)