

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

Hon'ble Justice Soumitra Pal.
& The Hon'ble Mr. P. Ramesh Kumar .

Case No. OA 545 of 2018 .

RAMEN MAITI – VS- 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
<p style="text-align: center;">2</p> <hr/> <p>01.08.2018.</p>	<p>For the Applicant : Mr. D.K. Chatterjee, Mr. G.P. Banerjee, Advocates.</p> <p>For the State Respondent : None.</p> <p>For the P.S.C. W.B. : Mr. A.L. Basu, Mrs. S. Agarwal, Advocates.</p> <p>In this application, the applicant, who has applied for the post of Lecturer in Survey Engineering in Government Polytechnics in the West Bengal General Service pursuant to Online Advertisement no. 3 of 2016 dated 16th February, 2016, has challenged the process of recruitment alleging that he was not made aware about the date regarding document verification which was held in the month of April, 2018 as evident from sub paragraph 5 of paragraph 6 of the application. Submission is as the recruitment authorities did not follow the norms while verifying the documents, he could not appear in the interview held sometime in June, 2018. It is submitted that the authorities may be directed to fix a date for interview after verifying the documents.</p> <p style="text-align: center;">Mr. D.K. Chatterjee, learned advocate</p>	

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	<p>appearing on behalf of the applicant relies on the statements made in the application.</p> <p>Mr. A.L. Basu, learned advocate on behalf of the PSC West Bengal denying the statements made in the application submits that it is evident from an e-mail communication sent to sixtyfive candidates, including the applicant, that all were requested to furnish mark sheets and other documents within seven days from the date of sending the said mail to the office of the PSC West Bengal for verification. It was also intimated that failing which the candidature would be cancelled. Submission is though most of them appeared the applicant failed to turn up and therefore the Commission had no other alternative but to proceed with the recruitment process. Let a copy of e-mail furnished by Mr. Bose be kept on record.</p> <p>In reply Mr. Chatterjee submits that he did not receive the e-mail.</p> <p>Heard learned advocates for the parties. Perused the petition. It appears from the submission of Mr. Basu that the petitioner was requested by e-mail to come in the office of PSC for verification of marksheet</p>	

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	<p>and certificates. The applicant cannot deny such fact as in the representation dated 21st June, 2018 addressed to the Chairman, PSCWB appearing at pages 25 and 26 of the application it has been stated as under -</p> <p style="text-align: center;"><i>“Further time gap between the starting date of filling up online application was 16.02.2016 and the mail which was forwarded by your end for document verification is a gap of 2 years 2 months. In this long period e-mail and mobile number are very likely to be altered/non functional. The mobile no mentioned in my application was belongs to “Aircel” service provider and the company has already closed their all operation from the month of Feb 2018. Hence undersigned not able to see any SMS from your end.”</i></p> <p>Evidently the applicant has accepted the fact that his e-mail was not functioning. Hence, we have to accept the submission of Mr. Basu that an e-mail was sent to the applicant for verification of mark sheet and certificate of the applicant. As the applicant did not turn up, the authorities had no other option but to proceed with the selection process. Hence, for the reasons as</p>	

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Sukhendu	<p>aforesaid, no order can be passed on this application.</p> <p>The application is disposed of.</p> <p>(P. Ramesh Kumar) Member(A).</p> <p>(Soumitra Pal) Chairman.</p>	

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