

IN THE HIGH COURT AT CALCUTTA
(Appellate Side)
CONSTITUTIONAL WRIT JURISDICTION

CAN No. 12728 of 2019
And
CAN No.10635 of 2019
In
WP.CT 81 of 2019

Reserved on: 24/02/2021

Pronounced on: 05/03/2021

Union of India and Others

.....Petitioners

Through:-
M/s. Jayanta Banerjee and
Avinash Kankani, Advocates
...for the petitioners present in Court

-Vs-

Apurba Lal Biswas

.....Respondent

Through:-
Mr. Pratik Dhar, Senior Advocate with
M/s Ujjal Ray, Ashok Chakraborty and
Arpa Chakraborty, Advocates
...for the respondent present in Court

Coram: THE HON'BLE JUSTICE RAJESH BINDAL

THE HON'BLE JUSTICE ANIRUDDHA ROY

ORDER

Rajesh Bindal, J.

1. The aforesaid applications have been filed in the present writ petition stating that the applicants herein had filed O.A. Nos. 1214-1215 of 2016 which were disposed of in terms of earlier order passed by the Tribunal in

O.A. Nos.350/520 of 2016 title as Apurba Lal Biswas vs. Union of India dated March 08, 2018 which has been impugned in the present bunch of petitions. As the grievance of the applicants is also same, they are necessary party to be impleaded in the present proceedings.

2. After hearing the learned counsel for the applicants we do not find any merit therein. Merely because they had filed an application before the Tribunal which was disposed of in terms of the order impugned in the present writ petition, they cannot be permitted to be impleaded as respondents in the present writ petition as they have their independent cause of action for enforcement of their rights or redressal of their grievance.

3. The present applications are, accordingly, dismissed.

(RAJESH BINDAL)
JUDGE

(ANIRUDDHA ROY)
JUDGE

Kolkata

05 /03/2021

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