

Item-23. 10-10-2023

sg Ct. 8

FMA 1880 of 2015

Satyajit Sarkar
Versus
The State of West Bengal & Ors.

1. The parties are not represented nor any accommodation is prayed for on behalf of the parties.
2. The appeal had appeared in the warning list of cases on and from 19th September, 2023 with a clear indication that the said matter shall be transferred to the Regular Bench on 6th October, 2023. The appeal is again listed today in the main cause list. All the parties have sufficient notice about the listing of the matter before the Regular Bench on and from 6th October, 2023.
3. The appeal was filed on 16-01-2015. The record shows that no attempt has been made to move this appeal after it was filed. No step has been taken to serve notice and prepare paper books. It clearly shows that the appellants are not interested to proceed with the appeal and have virtually abandoned the appeal.
4. However, we have considered the materials on record and the impugned order. The process of selection for the post of Associate Professor in Agricultural Chemistry & Soil Science was under challenge in the writ petition. The Selection Committee did not find the appellant suitable for recruitment.
5. The contention of the appellant was that the Selection Committee did not assign any reason for not finding the petitioner suitable for recruitment.

6. The learned Single Judge was of the view that it is entirely within the domain of the Selection Committee to decide as to whether the aspirant of the post is suitable or not. Moreover, the Rule does not require the Selection Committee to give any reason.
7. Under such circumstances, do not find any reason to interfere with the order passed by the learned Single Judge.
8. The appeal fails. The appeal is, accordingly, dismissed.

(Uday Kumar, J.)

(Soumen Sen, J.)