

15.09.2023
Item No.5
Ct. No.5
CHC
(disposed of)

WP.ST 32 of 2016

**Sri Rabindranath Baskey
Vs.
State of West Bengal & ors.**

Mr. Tarun Kumar Das
...for the writ petitioner

Mr. Tapan Kr. Mukherjee, Sr. Advocate & A.G.P.
Mr. Pinaki Dhole,
Mr. Somnath Naskar
...for the State-respondents

Report as called for submitted in Court be
taken on record.

It appears from the decision of the Director,
ICDS that, the petitioner would not be considered for
the grant of promotion in view of lack of documents
submitted at the behest of the petitioner. However,
Director, ICDS, in her report is of the view that as a
special case, the file of the petitioner may be referred
to the Finance Department.

The writ petition is directed against an order
dated June 25, 2014 passed by the West Bengal
Administrative Tribunal in O.A.964 of 2011.

By the impugned order, the Tribunal,
observed that there were no cogent ground to
interfere with the stand taken by the respondent
authorities with regard to the grant of promotion to
the writ petitioner.

Subsequent to the impugned order, a further exercise was undertaken by the Director, ICDS, at the request of the Court, for consideration of the candidature of the writ petitioner for grant of promotion. The Director, ICDS in her report specifies the reasons as to why, the candidature of the writ petitioner could not be considered.

The report being well reasoned and being prepared after affording the writ petitioner an opportunity of hearing, we find no reason to direct grant of promotion to the writ petitioner.

In such circumstances, WP.ST 32 of 2016 is **disposed of** by requesting the Director, ICDS to forward the case of the writ petitioner to the Finance Department, as stated in her report, within seven days from date.

Needless to say that the Finance Department will take appropriate decision on the claim of the writ petitioner, in accordance with law.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)