

WPA 1433 of 2023

Chandan Maitra
Vs.
The District Judge, Dakshin Dinajpur & Ors.

Mr. Shyamal Kumar Das
Mr. Somnath Banerjee
Ms. Krishna Yadav

....for the petitioner

Mr. Debashish Ghosh
Ms. Amrita Panja Moulick

...for the State

The petitioner's grievance is that despite the abolition of the post of Chief Administrative Officer attached to the office of District Judge, Dakshin Dinajpur, Balurghat, there was an advertisement for the said post. The petitioner was eligible to be considered for the promotion to the post of Sheristadar Grade – I on the superannuation of the holder of the post on April 30, 2022. Instead of considering the petitioner's promotion to the said post, a resolution has been passed on June 9, 2022 for appointment to the post of Chief Administrative Officer.

Mr. Das, learned counsel appearing on behalf of the petitioner submits that due to the abolition of the said post the resolution dated June 9, 2022 is void *ab initio*.

Ms. Moulick, learned counsel appearing on behalf of the respondent Nos. 1 and 2/ the District Judge, Dakshin dinajpur submits that a report on affidavit is required to be brought on record on the said issue.

Considering the submissions of the parties and the material placed on records this court directs the District Judge, Dakshin Dinajpur to file a report on affidavit on the issue why despite the abolition of the said post of Chief Administrative Officer the advertisement was issued for filling up/recruitment to the said post. It has to be also stated in the said report whether the petitioner is eligible to be considered for promotion to the post of Sheristadar Grade – I.

Let such report on affidavit be filed by June 9, 2023. Exception, if any by June 16, 2023.

Let the matter appear for further consideration under the same heading **‘Motion’** on **June 20, 2023**.

All parties to act on a server copy of this order downloaded from the official website of this Court.

(Lapita Banerji, J)