

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil)...../2013
(CC 8941/2013)
(From the judgement and order dated 24/04/2008 in WPST No.1222/2007 of The
HIGH COURT OF CALCUTTA)

TAPAN KUMAR BISWAS Petitioner(s)

VERSUS

STATE OF WEST BENGAL AND ORS Respondent(s)

With I.A.1 (C/delay in filing SLP and office report)

Date: 26/04/2013 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s) Mr. Subhasish Bhowmick, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

This petition is directed against order dated 24.4.2008 passed by the Division Bench of the Calcutta High Court whereby the writ petition filed by the petitioner was dismissed and the order passed by the West Bengal Administrative Tribunal rejecting his prayer for issue of a direction to the respondents to appoint him as Constable was upheld.

The petitioner has also filed an application for condonation of 1695 days' delay.

We have heard learned counsel for the petitioner. In our view, the cause shown by the petitioner for delayed filing of the special leave petition is wholly unsatisfactory and there is no warrant for exercise of power by this Court under Section 5 of the Limitation Act.

On merits also, we are convinced that the High Court did not commit any error by dismissing the writ petition on the ground of delay. Even before the Tribunal, the petitioner had filed the application after a time gap of 5 years without any tangible explanation.

With the above observations, the special leave petition is dismissed as barred by time and also on merits.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master