

ITEM NO.13

COURT NO.11

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 26096/2012

(Arising out of impugned final judgment and order dated 27/06/2011 in WPST No. 1148/2008, 06/02/2012 in RVW No. 174/2011, 06/02/2012 in CAN No. 8758/2011 passed by the High Court Of Calcutta)

TUSHAR KANTI MONDAL

Petitioner(s)

VERSUS

STATE OF WEST BENGAL & ORS.

Respondent(s)

(With appln. (s) for c/delay in filing SLP and interim relief and office report)

Date : 26/04/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. Arun K. Sinha, Adv.
Mr. Haresh Bhati, Adv.

For Respondent(s) Mr. Kunal Chatterji, Adv.
Mr. Chanchal Kumar Ganguli, Adv.

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

It is pointed that under Rule 4 of the West Bengal Services (Determination of Seniority) Rules, 1981, a person selected earlier is senior irrespective of the date of appointment.

Learned counsel for the respondent-State points out that the petitioner was appointed later as compared to the private respondent(s) and was thus junior.

It is, however, not clear as to why the petitioner who was selected in the earlier batch of selection was appointed later.

Learned counsel for the respondent-State seeks time to ascertain the factual position.

List again on Monday, the 1st May, 2017.

(MAHABIR SINGH)
COURT MASTER

(HARESH SINGH NEGI)
COURT MASTER