Ref. No................................   Dated, Kolkata the.................................

Detailed submission Annexed to Letter No OAAAS / 10 / 2023 dated 09/03/2023

1. By virtue of notification no. 3317 – F dated 22nd March, 2001, issued by the Joint Secretary to the Government of West Bengal, sanction was granted to the merger of West Bengal Junior Audit and Accounts Service with West Bengal Audit and Accounts Service with effect from 1st March, 2001 and West Bengal Junior Audit and Accounts Service stood abolished with effect from 1st March, 2001. Through notification No 9099 – F dated 23rd September 2009, the unification of West Bengal Junior Audit and Accounts Service with West Bengal Audit and Accounts Service was ante-dated from 1st April 1981. The unification was allowed notionally from 1st April 1981 and actual benefits were given from 1st March 2001. The Governor was further pleased to order that the inter-se-seniority of the officers belonging to the unified West Bengal Audit & Accounts Service shall remain undisturbed as on 1st March, 2001.

2. Following the order of merger no gradation list was ever published taking the entire WBA&AS cadre, after the merger, as on 1st March, 2001. Three applications were filed before the State Administrative Tribunal challenging the notification of 9099 – F dated 23rd September 2009 and were dismissed by the Tribunal stating that there being no merit in the applications.

3. Being aggrieved on the judgment, writ petitions were filed before the High Court, being COST 2 of 2012 with CAN 3 of 2017 (old No. CAN 11241 of 2017) and CAN 4 of 2018 (Old No. CAN 1323 of 2018) (The Higher and State Audit Accounts Services Association, West Bengal & Ors vs The State of West Bengal & Ors), which was dismissed by the Hon'ble Division Bench of Kolkata High Court on 2nd February 2022 comprising, Justice Mr. Harish Tandon and Justice Mr. Rabindranath Samanta.