

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

The Hon'ble Justice Soumitra Pal (Chairman)
& The Hon'ble Mr. Subesh Kumar Das (Administrative Member)

Case No – O.A. 633 of 2019

DR. SOUMYADIP DUTTA Vs **The State of West Bengal & Ors.**

Serial No. and Date of order. 1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary 3
<p>2</p> <hr/> <p>27.08.2019</p>	<p>For the Applicant : Mr. S. Ghosh, Mr. M. N. Ray, Mr. R.K. Mondal, Advocates</p> <p>For the Respondents : Mr. G.P. Banerjee, Advocate</p> <p>Let affidavit of service affirmed and filed today be kept on record. Since despite of service of notice, none appears on behalf of the State respondents, Mr. G.P. Banerjee, learned advocate, who normally appears on behalf of the State respondents, is requested to appear in this matter. Let a copy of the original application be served on Mr. Banerjee, which is served and accepted. The Legal Remembrance, West Bengal is directed to regularise his appointment.</p> <p>In this application, Dr. Soumyadip Dutta, the applicant,- who had joined West Bengal Medical Education Service on 1st February, 2011 as a RMO and working as Assistant Professor in the Department of Orthopaedics, Raiganj Government Medical College, Uttar Dinajpur, - has prayed for a direction upon the respondents to accept his letter of resignation dated 9th</p>	

ORDER SHEET

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	<p>July, 2018, being annexure “B” to the application, through proper channel followed by letter dated 12th July, 2019 along with 13 point declaration before the Additional Chief Secretary, Department of Health and Family Welfare, Government of West Bengal and the Director of Medical Education and Ex-Officio Secretary, Department of Family Welfare, Government of West Bengal, the respondent nos. 1 and 2 respectively and to issue release order and to disburse the dues in his favour.</p> <p>Mr. S. Ghosh, learned advocate for the applicant, assisted by Mr. M.N. Ray, learned advocate submits that since the applicant has performed his duties for more than five years and as the issue raised is covered by the judgement and order dated 22nd July, 2019 passed in O.A. 463 of 2019 : Dr. Rajeev Raman vs. State of West Bengal & Ors., appropriate order may be passed.</p> <p>Mr. G.P. Banerjee, learned advocate appearing on behalf of the State respondents submits that, if directed, the respondents will consider the matter in accordance with law.</p> <p>Having heard the learned advocates for the parties and considering the facts and circumstances of the case, the Original Application is disposed of by directing the Additional Chief Secretary, Department of Health and</p>	

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SCN.	<p>Family Welfare, Government of West Bengal, the respondent no.1 to dispose of the application for resignation dated 9th July, 2018 addressed to the respondent no.2 and letter dated 12th July, 2019 along with 13 point declaration, by passing a reasoned order to be communicated to the parties within twelve weeks from the date of presentation of a copy of this order after giving an opportunity of hearing and after verifying the records and after considering the law laid down in WPST 22 of 2016 : Dr. Debarati Chattopadhyay.</p> <p>(S.K. Das) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	