

**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. U / 4 of 2020  
SUBHAJIT NANDI 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>1</p> <hr/> <p>18.05.2020</p>	<p>For the Applicant : Mr. M. Karim, Advocate</p> <p>For the Respondents : Mr. G.P. Banerjee, Advocate</p> <p>In this application, Subhajit Nandi, the applicant, a Lower Division Assistant, posted in the Home &amp; Hill Affairs Department at Nabanna, Howrah and Writers Buildings, Kolkata, has challenged the order of detailment dated 17<sup>th</sup> March, 2020, issued by the O.S.D. &amp; E.O. Additional Secretary to the Government of West Bengal, the respondent no.6, whereby he has been detailed to work in the office of B.D.O., Phansidewa Development Block in the district of Darjeeling.</p> <p>It is submitted by Mr. M. Karim, learned advocate for the applicant, that since soon after the order of detailment there is a lockdown throughout the country due to Covid-19 pandemic and as train and bus services within the State has completely been brought to a halt, at present he is unable to comply with the order of detailment. Referring to the representation dated 20<sup>th</sup> April, 2020 addressed to the said respondent, being annexure “A-5” of the application, it is submitted that the only prayer is “to extend the time of joining to the new posting till the situation gets back to normal”. Submission is that in the meantime in case release order is issued by the respondents, his client may be in</p>	

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SCN.	<p>difficulty.</p> <p>Mr. G.P. Banerjee, learned advocate appearing on behalf of the respondents submits on instruction that it is evident from the representation that the applicant has not questioned the order of detailment and has prayed for extension of time of joining at the new place of posting.</p> <p>Having heard learned advocates for the parties and considering the facts and circumstances of the case, as it is evident that the applicant had not questioned the order dated 17<sup>th</sup> March, 2020 whereby the applicant has been detailed to work in the office of BDO, Phansidewa Development Block in the district of Darjeeling and has prayed for extending the time of joining at the new place of posting till the situation gets back to normal and as at present train and bus services have been suspended, the respondents are directed not to issue any release order pursuant to the order of detailment. However, they are at liberty to issue the release order as soon as train and bus services resume. The application is disposed of.</p> <p>Since for circumstances beyond control the Registry is unable to furnish plain copies of this order to the learned advocates for the parties, the Registry is directed to upload this order on the website of the Tribunal forthwith and parties are directed to act on the copies of the order downloaded from the website.</p> <p>(S.K. Das) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	