

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

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

Case No – OA 379 OF 2014

NANI BALA GOPE 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>10 09.08.2018</p>	<p>For the Applicant : Mr. G.P. Banerjee Mrs. S. Agarwal Mr. Sougata Mitra Advocate</p> <p>For the Respondents: Mr. R.A. Chowdhury Advocate</p> <p>In this application, the applicant a Group 'D' employee attached to Deben Mahato (Sadar) Hospital, Purulia, has challenged the release order under memo No. 748 / 1 (7) dated 07.03.2014 issued by the Superintendent of the hospital being annexure 'E' to the application, whereby she has been directed to join at Sindri P.H.C., Purulia under Barabazar B.P.H.C., Purulia. It has been stated that in paragraph 6(ix) of the application that as she has to look after the family members the order of transfer may be quashed. It appears that the matter was taken up on 2<sup>nd</sup> May, 2014 when the impugned order was directed to be stayed until further order.</p> <p>Mr. G.P. Banerjee, learned advocate for the applicant submits that as she is a lady Group 'D' staff the</p>	

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SCN.	<p>order of transfer is quite harsh.</p> <p>Mr. R.A. Chowdhury submits that the factual circumstances which led the applicant to challenge the order of transfer are now no more relevant as evident from the application itself.</p> <p>Heard learned advocates for the parties. In our view, the circumstances which prompted the applicant to file this application in 2014 does not exist now. Moreover, there is no illegality in the transfer order or in the impugned release order. Hence, the interim order passed on 2<sup>nd</sup> May, 2014 is vacated. The applicant is directed to join the transferred post within six weeks from the date of obtaining a copy of this order. The application is disposed of.</p> <p>(P. Ramesh Kumar) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	