

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 884 OF 2018

DR. SANDEEP KUMAR DE 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 style="text-align: center;">2</p> <hr/> <p>12.12.2018</p>	<p>For the Applicant : Mrs. J. Dey Advocate</p> <p>For the Respondents: Mr. G.P. Banerjee Advocate</p> <p style="text-align: center;">In this application, the applicant, a Dental Surgeon in the West Bengal Dental Service (Basic Grade), Government of West Bengal, initially posted at Salboni Rural Hospital, Paschim Medinipur and presently posted at Sonamukhi Block Primary Health Centre, under Bishnupur Health District, Bankura, has prayed for a direction upon the State respondents to post him nearer to his home town Durgapur after considering his application dated 11th October, 2018. It is submitted by Mrs. J. Dey, learned advocate for the applicant that since he is indisposed, lenient view may be taken by transferring him to a place nearer to his home town.</p> <p style="text-align: center;">Mr. G.P. Banerjee, learned advocate for the respondents submits that this is the third round of litigation filed by the applicant whereby he is trying to have a posting according to his choice. Submission is that</p>	

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SCN.	<p>the applicant earlier had moved an application, being No. OA-682 of 2018, which was dismissed on 3rd October, 2018 for suppression of facts though it was initially disposed of by directing to consider the representation dated 13th August, 2018.</p> <p>Heard learned advocates for the parties. Since on a query it is submitted by the learned advocates for the parties that on a similar cause of action from an order passed by this Tribunal the applicant has filed a writ petition, being W.P. 9765 of 2016 which is pending and since it is a settled position of law that transfer is a part of one's service career and cannot be intervened very lightly, no order is passed on this application. The application is dismissed.</p> <p>(P. Ramesh Kumar) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	