

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – CCP 24 of 2023 [OA 787 of 2021]

Ashim Das -- **VERSUS** – Shri Tapan Kanti Rudra, Director, Health

Serial No. and Date of order For the Applicant : Mr. K. N. Bhattacharjee, Ld. Advocate.
For the Contemnor/OP : Mr. G.P. Banerjee, Ld. Advocate .

02
12.05.2023

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The Tribunal passed a direction on 08.02.2022 directing the Deputy Director of Drugs Control, Siliguri to consider the application for compassionate employment and dispose of the same after giving an opportunity of hearing by passing a reasoned order. In terms of this order, the Deputy Director of Drugs Control, Siliguri passed a reasoned order dated 12.08.2022. Since the Deputy Director was not the competent authority to appoint the applicant on compassionate ground, the same was referred to the appointing authority. Submission of Mr. G.P. Banerjee, learned counsel for the alleged Contemnor/OP is that the application has been considered and the alleged Contemnor/OP has forwarded the application to the appointing authority. At present, the matter is pending with the Secretary of the Department, therefore, in term of this reasoned order passed by the alleged Contemnor/OP on 12.08.2022, the direction of the Tribunal has been complied.

In view of the above submissions, the Tribunal is also of the view that the alleged Contemnor/OP, the Deputy Director of Drugs Control, Siliguri by passing a reasoned order has complied with the direction of the Tribunal, therefore, the contempt proceedings are **dropped** and the contempt application is **disposed of**.

CSM/SS

SAYEED AHMED BABA
Officiating Chairperson & Member (A)