

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER,

Case No. - CCP 27 OF 2024 (OA 142 OF 2024)

**DR. PANTHA DAS GUPTA - Vs - SRI NARAYAN SWAROOP NIGAM, I.A.S. PRINCIPAL SECRETARY,
DEPARTMENT OF HEALTH AND FAMILY WELFARE, GOVERNMENT OF WEST BENGAL & OTHERS.**

Serial No. and

Date of order

02

16.01.2025

For the Applicant : Mr.Goutam Pathak Banerjee
Ms.Aishwarya Pathak Banerjee
Advocates

For the Alleged Contemnor / : Mr.Manujendra Narayan Roy
Opposite Party : Mrs.Sunita Agarwal
Advocates

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.

In terms of a direction of this Tribunal, the Principal Secretary passed a reasoned order and observed that Dr. Dasgupta was on unauthorised leave from 17.04.2013 to 31.08.2023. Since such period of absence has to be regularized first before the retiral benefits are to be sanctioned, he had directed the Director of Health Services to process the regularization of the absence period and thereafter, disburse the pensionary benefits to the applicant.

Mr.M.N.Roy, learned counsel submits that in terms of the decision taken by the Principal Secretary in the reasoned order, the matter has now been referred to Finance Department, since the applicant had remained on unauthorised absence for more than five years. Mr.Roy, prays for accommodation to complete this process.

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Form No.

DR. PANTHA DAS GUPTA

Vs.

Case No **CCP 27 OF 2024 (OA 142 OF 2024)**

THE STATE OF WEST BENGAL & OTHERS.

Let the matter appear under the heading "For Orders" on
19th May, 2025.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)

BLR