

ORDER SHEET

**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 46 of 2022 [OA 599 of 2021]**

*Dr. Somak Krishna Biswas* -- **VERSUS** – Sri Narayan Swaroop Nigam, Secy., Deptt. of H & FW, GoWB

Serial No. and Date of order	For the Applicant	: Mr. S. Ghosh, Mr. M.N. Roy, Ld. Advocates.
<u>07</u> 05.01.2023	For the Contemnor/OP	: Mr. G.P. Banerjee, Ld. Advocate.

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 23<sup>rd</sup> 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.

Mr. Ghosh, Learned counsel appearing on behalf of the applicant submits that in a similar case, one Dr. Sourav Adhikari who was a RMO-cum-Clinical Tutor, Bankura was released by the respondent w.e.f. 01.05.2018 by an order dated 13.12.2022. Submission of Mr. Ghosh is that the present applicant Dr. Somak Krishna Biswas on whose application, the Tribunal was pleased to pass a specific order for acceptance of resignation letter, has not been considered by the respondent despite lapse of four weeks time given from the order dated 08.02.2022. Incidentally, the same Tribunal on the same date had directed the respondent to release the applicant Dr. Sourav Adhikari in his application OA-598 of 2021. The prayer of the applicant is for a direction to comply with the orders of the Tribunal dated 08.02.2022 by accepting his resignation and releasing him from the employment.

Mr. G.P. Banerjee, learned counsel appearing on behalf of the alleged contemnor prays for an accommodation to seek instructions from the contemnor/OP and submit views of compliance of the Tribunals' order by the next date.

Let the matter appear under the heading “**Admission Hearing**” on **09.03.2023**.

CSM

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**