

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-71 of 2023 (OA 115 of 2019)

Dr. Pinaki Saha - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mrs. Baisali Ghoshal,
Learned Advocate.

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29.01.2024

For the State Respondents : None.

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 counsel, the case is taken up for consideration sitting singly.

Submission is that despite a direction of this Tribunal in OA-115 of 2019 passed in an order dated 01.11.2022; the respondent authority has not yet complied with such direction.

By this order, the Single Bench of the Tribunal had set aside the impugned order dated 27.11.2018 with a direction to pass a fresh order in the light of judgements mentioned and pass a reasoned order within two months. It is observed that such a direction was not given to any of the seven respondents specifically. Therefore, in absence of any specific direction to any particular respondent, the Tribunal cannot take cognizance of the prayer that the respondents have failed to comply the order.

In view of the above observation of the Tribunal, Mrs. Ghoshal, learned counsel prays for liberty to withdraw this application.

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THE STATE OF WEST BENGAL & OTHERS.

Prayer is allowed.

Accordingly, the application is disposed of as withdrawn.

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

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