

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. – MA 110 OF 2024 (OA 704 OF 2023)

ELINA LEPCHA - Vs - THE STATE OF WEST BENGAL & OTHERS

Serial No. and
Date of order

For the Applicant : Mr. R.K.Roy
Advocate

01

13.12.2024

For the State Respondents : Mr.Soumendra Narayan Ray
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 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.

This applicant has filed this application praying for modification of the order dated 22.07.2024 in OA-704 of 2023. Submission of Mr.Roy, learned counsel is that though such a direction was given to the Director of Social Welfare for consideration of the applicant's prayer for voluntary retirement, but the Director of Social Welfare in her Memo. 1284 dated 03.09.2024 has stated that she is not the competent authority for matters relating to CDPO / ACDPO, Director of ICDS is the appropriate authority. Submission of Mr.Roy is that, therefore, such a direction may be given to the Director of ICDS or Department of Women & Child Development and Social Welfare.

Having perused the records, the Tribunal finds that the applicant herself had addressed her prayer for voluntary retirement before the Director of Social Welfare Department. As the Acting Child Development Project Officer she should have known whom to address such a representation. Now since it has been made clear that the Director of Social Welfare is not the appropriate authority rather the Director of

ORDER SHEET

Form No.

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ICDS, liberty is given to the applicant to file a representation before the Director of ICDS praying for her voluntary retirement. Liberty is also given to the applicant to add the Director of ICDS as the respondent No. 7 in this application and a copy be served along with a copy of today's order and the order dated 22.07.2024.

The application is disposed of.

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

BLR