

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. – MA 113 of 2022 [OA 466 of 2019]

Sumanta Ash -- **VERSUS** – The State of West Bengal & Ors.

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|---------------------------------|--------------------------|-------------------------------------|
| Serial No. and Date of order | For the Applicant | : Mr. S.K. Nandi, Ld. Advocate. |
| | For the State respondent | : Mrs. S. Agarwal, Ld. Advocate. |
| <u>04</u> 14.09.2023 | For the Pr.AG(A&E), WB | : Mr. B. Mitra, Depttl. Rep. |

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 prayer in this application is for condonation of delay of around 200 days in filing MA 64 of 2021 relating to substitution of the applicant in OA 466 of 2019. Mr. Nandi submits by referring to the relevant reason stated in this application and prays for condonation of such delay. Apparently as submitted, the delay was primarily caused by the grief and rituals the family was involved due to the death of the applicant in the original application, Debendra Nath Ash.

The Tribunal is satisfied with the reason and understand that it was beyond the control of the family in completing the formalities in this Tribunal for substitution of the original applicant. The delay caused in filing MA 64 of 2021 is condoned.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS