

**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 29 of 2025 (OA – 450 of 2023)**

**Lala Mir - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. For the Applicant : Mr. Gautam Pathak Banerjee,  
and Learned Advocate  
Date of order

For the Respondents : Mr. Subit Kumar Mandal,  
Learned Advocate

3  
19.06.2025

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638 – WBAT / 2J-15/2016 dated 23<sup>rd</sup> November, 2022, issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

The prayer in this application is for an order restraining the respondent authorities to proceed any further in connection with the impugned departmental proceeding initiated in Memo No.258-VIG, dated 01.10.2024.

During pendency of O.A. 450 of 2023, the Disciplinary Authority issued charge memo No.258-VIG/N/1E-12/2023 dated 01.10.2024 against the applicant, alleging to “*have committed gross misconduct by causing sexual harassment upon his subordinate*”. The matter has already been assailed before the Tribunal and disposed of by setting aside the report of the Internal Complaints Committee dated 13.04.2023.

In view of the order dated 19.06.2025, passed by the Tribunal in O.A. 450 of 2023, setting aside the report of the Internal Complaints Committee dated 13.04.2023, the disciplinary proceeding has now become infructuous. The disciplinary proceedings cannot be sustained in the eyes of law. The charge-memo framed against the applicant is not tenable. Therefore, the memo No.258-VIG, dated 01.10.2024 is also quashed and set aside. The supplementary application, being MA 29 OF 2025 (arising out of O.A. 450 of 2023), is accordingly disposed of.

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

SCN.