

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**The Hon'ble Mrs. Urmita Datta (Sen), Member(J) acting as Officiating Chairperson**

**Case No. – MA-45 of 2022, MA-46 of 2022 (OA-723 of 2021)**

**Sirajuddin VERSUS – The State of West Bengal & Ors.**

Serial No. and Date of order For the Applicant : Mr. M. Islam,  
Learned Advocate..

For the State Respondents : Mr. S. Ghosh,  
Learned Advocate.

03  
31.08.2022

The instant MA-45 of 2022 has been filed for condonation of delay in filing the original application and MA-46 has been filed for recalling of the order dated 15.02.2022 whereby the OA was dismissed for default.

As per the application, due to his illness, he could not be present before the Court; however, due to his fault the applicant should not suffer. The counsel for the applicant has submitted that if both the MAs would not be allowed, the applicant will suffer irreparable loss and injuries.

In view of the above, delay is condoned. Order dated 15.02.2022 is recalled and OA is directed to be restored in its original position.

**Accordingly, both the MAs are allowed.**

During the course of hearing, on request of both the parties after restoration of the OA, the same has been heard treating the OA as Item No. 6A of today's list.

The counsel for the applicant has submitted that against the termination order dated 12.05.2021 (Annexure-C), the applicant made representation before the Dy. Commissioner of Police, 8<sup>th</sup> Battalion, Kolkata Armed Police on 05.07.2021 which is still pending before the authority. Therefore, as per the counsel for the applicant, it would suffice the purpose of the applicant, if the authority would be directed to to consider his representation and pass a reasoned and speaking order

**ORDER SHEET**

Form No.

Sirajuddin

Vs.

Case No. **MA-45 of 2022, MA-46 of 2022 (OA-723 of 2021)**

The State of West Bengal & Ors.

after granting an opportunity of personal hearing.

The counsel for the respondent has no objection to consider the representation of the applicant.

In view of the above, the Respondent No. 6, the Deputy Commissioner of Police, 8<sup>th</sup> Battalion, Kolkata Armed Police is directed to consider the representation of the applicant after granting him personal hearing and to pass a reasoned and speaking order and to communication the same within a period of eight weeks from the date of this order. Accordingly, OA is disposed of with no order as to costs.

URMITA DATTA (SEN)  
MEMBER (J)  
Acting as Officiating Chairperson

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