

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 51 of 2023 [OA 110 of 2023]

**Repon Chowdhury -- VERSUS – The State of West Bengal & Ors.**

Serial No. and  
Date of order

03  
06.07.2023

For the Applicant : Mr. M.N. Roy,  
Mr. G. Halder,  
Ld. Advocates.  
For the State respondent : Ms. R. Sarkar,  
Mr. S. Debray,  
Mrs. A. Bhattacharya,  
Mr. R. Bag,  
Depttl. Reps.

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 23<sup>rd</sup> 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 setting aside the order no. 38 dated 12.04.2023. ADM & DL & LRO, Paschim Medinipur had issued this impugned order “keeping on hold temporarily” the prayer of the applicant for joining the office. Such order was issued in view of the Tribunal’s order in OA 110 of 2023. Submission of Mr. Roy is that the Tribunal had in its order dated 28.02.2023 had only directed the respondent not to give effect to the final order dated 05.01.2023 until further order. Therefore, the respondent was wrong in interpreting the direction of the Tribunal by not allowing the applicant to join.

It is the view of this Tribunal that the earlier direction of the Tribunal dated 28.02.2023 does not prohibit the respondent in allowing the applicant to join his office. Therefore, the Respondent No. 2, Secretary, Land & Land Reforms Commissioner, Department of Land & Land Reforms is directed to allow the applicant to join his office in the establishment of ADM and DL & LRO, Paschim Medinipur within one week from the date of communication of this order.

Accordingly, this application is **disposed of**.

CSM/SS

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**