

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

**The Hon'ble Mrs. Urmita Datta (Sen), Member (J) &
Hon'ble Sayeed Ahmed Baba, Member (A)**

Case No. – MA 73 of 2021 [OA 854 of 2019]

Bipad Taran Mukherjee **VERSUS** – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. S. Ghosh,
Learned Advocate.
For the State Respondent : Mr. G.P. Banerjee,
Learned Advocate.

02
16.11.2021

The instant MA has been filed by the husband of the applicant of the original application, who died on 22.05.2021. However, though this Tribunal vide their order dated 10.12.2019 had directed the Principal Secretary, Department of Health and Family Welfare to consider the representation of the applicant of the original application, but unfortunately, no order was communicated to the deceased Dr. Gita Bhaumik (applicant in OA). Being aggrieved with the applicant of the original application had filed contempt petition being CCP-37 of 2020 which is pending before this Tribunal. However, in the meantime, the original applicant had died, the husband of the applicant has filed the instant application for substitution.

The counsel for the applicant has submitted since till the date of filing of the instant MA, no order has been communicated to them, therefore, the husband of the applicant will be allowed to be substituted to the contempt petition.

The counsel for the respondent has no objection. However, he has submitted that they have already passed the reasoned and speaking order, which has been handed over to the counsel for the applicant.

In view of the above, the MA is allowed.

The applicant is directed to make appropriate amendment in the

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cause title of the contempt petition during the course of the day. However, the counsel for the applicant has prayed for one accommodation to take instruction with regard to the reasoned order. Prayer is allowed.

Let the CCP-37 of 2020 be listed for '**For Orders**' on **30.11.2021**.

Since for circumstances beyond control, the Registry is unable to furnish plain copies of this order to the learned advocates for the parties, the Registry is directed to upload this order on the website of the Tribunal forthwith and parties are directed to act on the copies of the order downloaded from the website.

SAYEED AHMED BABA
MEMBER (A)

Mrs. URMITA DATTA (SEN)
MEMBER (J)

CSM/SS