

**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. OA – 603 of 2022**

**Subrata Kumar Sen - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No.	For the Applicant	: Mr. M.N. Roy,
and		Mr. G. Halder,
Date of order		Advocates
<u>6</u>		
01.08.2023	For the Respondents	: Mr. S. Ghosh,
		Advocate

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.

On consent of the learned counsels, the case is taken up for consideration sitting singly.

In terms of the Tribunal's direction in O.A. No. 234 of 2022 dated 13.06.2022, the Principal Secretary passed the reasoned order on 10.08.2022. Reconsidering the applicant's representation, the reasoned order allowed the applicant to be posted as ADI/S(PE) at any place in and around Kolkata or his place of residence in Howrah, subject to availability of vacancy. In compliance to the Principal Secretary's order, the Department passed an order posting the applicant as ADI/S(PE), Kolkata. Submission of learned counsel is that a direction may be given to the respondent authority to have him released from the present place of posting as ADI/S(PE), Purba Medinipur so that he can join the new place of posting at Kolkata as per the administrative order dated 07.09.2022.

Mr. Ghosh, learned counsel appearing on behalf of the respondent submits that if such a direction is given the same will be complied.

After hearing the submissions of the learned counsels, the application is disposed of by directing respondent no. 2, Principal Secretary, Department of School Education to pass directions upon the concerned official of the Department for release of the applicant from the post of ADI/S(PE), Purba Medinipur and will enable him to join his new place of posting as ADI/S(PE), Kolkata within a period of one month from the date of communication of this order.

**SAYEED AHMED BABA**  
**OFFICIATING CHAIRPERSON & MEMBER(A)**

A.K.P