

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 – 682 of 2024**

**Moumita Giri - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and Date of order	For the Applicant	: Mr. A. Maity, Learned Advocate
<u>2</u> 17.02.2025	For the Respondents	: Mr. G. Halder, Learned 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.

The applicant has prayed for a direction to the respondent authority to transfer her from her present place of posting in Punyabalbarh Health and Wellness Centre (HWS) under Contai-1 Block to any other HWC within the same Block. The applicant has furnished a representation before the Additional Director of Health Services (CHO), Health and Family Welfare Department dated 19.12.2024. Earlier on 05.02.2024, the Block Medical Officer of Health, Contai – 1 had recommended such a transfer to the Director of Health Services. From the submissions of the learned counsels and records, it appears that an incident had taken place on 23.11.2022, in which some violent public members had confined the applicant with her colleagues. The applicant having faced such a public ire feels unsafe to continue in the same health centre and therefore prays for a transfer to another centre within the Block. A copy of Memo 785 dated 23/11/2022 from the Block Medical Officer of Health addressed to the IC, Contai Police Station narrates about such an incident having occurred in his centre. Submission of Mr. Maity is that despite the knowledge of such an incident and request for transfer, the Directorate of Health is not taking any action.

From the submissions and records, the Tribunal is satisfied that such an incident had occurred which has completely unnerved the applicant who worries about her safety in continuing the work in the same post at the centre. Although the applicant in her application has narrated the reason and prayed for transfer but the respondent authority has not considered it so far.

With the above observation, the Tribunal directs the respondent no. 2, Director of Health Services to consider the representation of the applicant in the light of the

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incident as described by the Block Medical Officer of Health of the applicant and consider her posting to any other centre as prayed for and recommended by the Block Medical Officer. Such consideration may be done within 45 days from the date of communication of this order.

This application is disposed of.

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

A.K.P.