

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson and Administrative Member

Case No. –OA 71 OF 2024

SITAL RAI - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	:	Mr. S. Bhattacharjee, Mrs. Subarna Das, Advocates
<u>2</u> 08.07.2024	For the State Respondents	:	Mr. Debabrata Kole, Advocate

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 23rd 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 authorities to consider her application and allow her to join the G.N.M. course for the session 2022-2025 on "Trainee Reserve" facility.

The learned counsel draws my attention to the copy of the application she had filed on 24.08.2022 praying for "Trainee Reserve" facility to undergo the G.N.M. course for the years 2020-2025. Submission of Mr. Bhattacharjee is that despite furnishing this application, prior to commencement of the course, the respondent authorities have neither considered nor intimated her the decision.

On examination of the papers, it is evidently clear that the applicant as an HA (F) desiring to undergo a higher course, G.N.M. for the session 2022-2025 had indeed applied before the Deputy Director of Health Services (Nursing). On the last date of hearing the Tribunal had wondered whether the applicant can be still admitted belatedly for the post which has already commenced? Today, Mr. Bhattacharjee responds that as per instructions, it was made known to him that the Institute is willing to accept the candidates for the course provided she has been issued the order for Trainee Reserve facility by her employer.

However, Mr. D. Kole, learned counsel does not agree and he thinks it is futile for the applicant to join this three-years' course in which two years have

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already passed.

Heard the learned counsels, the matter is admitted.

Mr. Bhattacharjee wishes to file copies of letters from the said institute agreeing to accept the applicant even this day on Trainee Reserve facility. Let such copy of the letter be filed before this Tribunal on the next date.

Let this matter appear under the heading "For Orders" on 24.07.2024

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON
and MEMBER (A)

SCN.

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