

**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 75 OF 2023**

**DR. JINIA DAS - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. For the Applicant : Ms. Baisali Ghoshal,  
and Advocate

Date of order For the State Respondents : Mr. G.P. Banerjee,  
Advocate

4

16.04.2024

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 parties, the case is taken up for consideration sitting singly.

The applicant has prayed for a direction to the respondent authorities to set aside the memorandum dated 19.09.2022 issued by the respondent no.3 against the applicant. It appears from the records that a disciplinary proceeding has been initiated and the charge sheet issued to the applicant on 02.05.2023. The charges relate to her alleged negligence which caused death of a patient in Baruipur S.D. Hospital. Submission of Ms. Baisali Ghoshal, learned counsel for the applicant is that though the prayer relates to setting aside the show-cause notice issued to the applicant, but it would suffice if a direction is given to the respondent authorities to conclude the disciplinary proceedings at the earliest.

Mr. Banerjee, learned counsel for the State respondents submits that if such a direction is passed, the same will be considered as per Rules.

Having heard the submissions of the learned counsels and as prayed for by Ms. Ghoshal, the respondent No.2, the Principal Secretary, Department of Health and Family Welfare is directed to conclude the disciplinary proceedings initiated against the applicant on 02.05.2023 as per rules within a period of six months from the date of communication of this order.

The application is disposed of.

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

SCN.