

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member (J),

Case No. OA – 822 of 2021

Gora Sk. - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicants	: Mr. A.K. Chakraborty, Mr. S. Barman, Advocates
<u>4</u> 14.07.2022	For the State Respondents	: Mr. B.P. Roy, Advocate

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 354 – WBAT / 2J-15/2016 dated 18th May, 2022 issued in exercise of the powers conferred under Section 6(5) of the Administrative Tribunals Act, 1985.

The instant application has been filed basically praying for reconsideration of his suspension order, in view of the fact that the applicant has already been acquitted from the criminal case dated 01.12.2020 passed in Special Case No. 8 of 2010. As per the applicant, thereafter he made representations before the Estate Manger, Murshidabad Estate on 15.12.2020, 28.12.2020 and 25.02.2021. However, till date his representations have not been considered. During the course of the hearing, the counsel for the applicant has submitted that it would suffice his purpose, if the authority would be directed to consider his representations treating this O.A. as part of it, taking into account order passed by the Ld. Trial Court dated 01.12.2020.

The counsel for the respondent has submitted that they have no objection to review the suspension order of the applicant. However, it has been further submitted that the respondent authority has already preferred an appeal.

In view of the above, as admittedly no review has been done with regard to suspension of the applicant dated 04.11.2008. Therefore, respondent no. 3 i.e. Estate Manager, Murshidabad Estate is directed to consider the representations

ORDER SHEET

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of the applicant and review the suspension order dated 04.11.2008 treating this O.A. as a part of it and to communicate his decision by way of reasoned and speaking order within a period of six weeks from the receipt of the order. Accordingly, the O.A. is disposed of with no order as to cost.

URMITA DATTA (SEN)
MEMBER (J)

A.K.P.