

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

HON'BLE JUSTICE SOUMITRA PAL, HON'BLE CHAIRMAN.

Case No. – OA 122 of 2020.

DR. KARTIK CHANDRA MANDOL - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. S. Halder, Advocate.
<u>4</u> 17.3.2021	For the State Respondents	: Mr. G.P. Banerjee, Advocate.

The matter is taken up by the single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24th December, 2020 issued in exercise of the powers conferred under sub section (6) of section 5 of the Administrative Tribunals Act, 1985.

The matter was taken up for hearing on 15th March, 2021. Mr. G.P. Banerjee, learned advocate for the State respondents submits that the departmental proceeding is pending against the applicant since 21st November, 2016, which has not been stated in the original application and is a suppression of material facts.

Mr. S. Halder, learned advocate for the applicant submits that the second show cause notice dated 2nd March, 2021 is yet to be served and it was an error not to have stated about the departmental proceedings in the application while praying for promotion.

Mr. Banerjee submits that the second show cause notice could not be served due to the refusal on the part of the applicant.

Since I find that the applicant has suppressed the fact about the pendency of the departmental proceedings in the original application, no order can be passed on this application. The application is dismissed.

(SOUMITRA PAL)
CHAIRMAN.

Skg.

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Form No.

Vs.

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(SOUMITRA PAL)
CHAIRMAN

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