

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 159 of 2025

Dr. Sudip Bhattacharyya -- VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicants	: Mr. S. Ghosh, Mr. G. Halder, Mrs. P. Sasmal, Ld. Advocates.
<u>02</u> 24.06.2025	For the State Respondents	: Mr. G.P. Banerjee, Mr.. A.K. Das Sinha, Ld. Advocates.

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 filed this application praying for a direction to the respondent authorities to accept his resignation letter and release him from service. Copy of his resignation letter addressed to the Principal Secretary, Health and Family Welfare Department shows that it was furnished with the 15-point declaration along with necessary documents on 24.01.2025. Mr. Ghosh, learned counsel submits that the applicant is entitled for such resignation and therefore a direction may be given to the Principal Secretary, Health and Family Welfare Department.

Submitting on behalf of the respondent authorities, Mr. Banerjee, along with Mr. Das Sinha, learned counsels submit that the applicant has remained absent and not performing his duties since 08.01.2020. Several notices were served upon the applicant, but despite clear directions, he has not resumed his duties. The Department in its last notice dated 28.02.2023 had directed him to comply, failing which departmental proceedings will be initiated against him. Mr. Ghosh, learned counsel submits that no such notice was received by the applicant.

Having heard the submissions of the learned counsels and on proper examination of records, this application is disposed by directing the respondent no. 3, the Director of Medical Education,

ORDER SHEET

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Form No.

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Department of Health & Family Welfare to serve properly a notice upon the applicant directing him to resume his duties, failing which departmental proceedings may be initiated against him.

Accordingly, this application is **disposed of**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

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