

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-162 of 2023

Bimal Das VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Ms. T. Chetri,
Learned Advocate.

02
27.06.2023

For the State
Respondents : Mr. S. Ghosh,
Learned 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.

On consent of learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The prayer in this application is for setting aside the impugned order dated 10.11.2022, by which the applicant has been transferred to Jalpaiguri district from Nadia.

On the same matter, the applicant had earlier filed an application being No. OA-748 of 2022 before this Tribunal which was disposed of by directing the Respondent No. 3 to consider his representation and pass a reasoned order. Such a reasoned order was passed by the respondent and communicated on 21.02.2023 after noting that despite an order, the applicant has not joined his new place of posting. It was also noted that the applicant could not produce any sufficient medical records to suggest that he was too ill to carry out the orders of transfer. The reasoned order finally directs the applicant to join the new place of posting and giving liberty also to file fresh prayer for transfer.

Mr. Ghosh submits that since the applicant has already joined in his new place of posting, the application has become infructuous.

In view of the fact that the applicant has already complied with the order of transfer, the prayer in this application has become infructuous. Therefore, it is disposed of without any orders.

SAYEED AHMED BABA
OFFICIATING CHAIRPERSON & MEMBER(A)

sc