

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-179 of 2023

MITHUN CHAKRABORTY VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	:	Mrs. Sonali Mitra, Advocate
<u>2</u> 15.05.2023	For the Respondents	:	Ms. R. Sarkar, Mr. S. Deb Roy, Mrs. A. Bhattacharya, Departmental Representatives

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

In this application, the prayer is for directing the respondent to consider his representation dated 12.01.2022 and 01.03.2023 and allow him to rejoin the Group 'D' post. In brief, the applicant had submitted a resignation on 19.03.2021 which was accepted and communicated to the applicant on 08.10.2021. Thereafter, the applicant submits another application before the respondent authorities praying for rejoining his duties.

Submission of Mr. S. Deb Ray, Departmental Representative is that this application is not admissible since the application for resignation was accepted and communicated to him before another prayer is made by the applicant for rejoining his post.

Mr. R. Sarkar, Departmental Representative prays for accommodation. Let the matter appear under the heading "For Orders" on 14.06.2023.

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

SCN.