

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. – OA 191 OF 2022

**SANGITA ADHIKARY & OTHERS - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and Date of order	For the Applicants	:	Mr. Shahan Shah Advocate
<u>05</u> 19.05.2022	For the State respondents	:	Mr. Goutam Pathak Banerjee Advocate

The matter is taken up by the single Bench pursuant to the order contained in the Notification No. 118-WBAT/1E-08/2003 (Pt.-II) dated 11<sup>th</sup> February, 2022 issued in exercise of the powers conferred under section 6 (5) of the Administrative Tribunals Act, 1985.

Since despite service of notice none appears on behalf of the State respondents, Mr.G.P.Banerjee, learned advocate, who normally appears on behalf of the State authorities, is requested to appear in this matter. Let a copy of the original application be served on him by Mr.Shahan Shah, learned advocate on record for the applicants which is served and accepted. The Legal Remembrancer, West Bengal, is directed to regularise the appointment of Mr.Banerjee.

In this application, Sangita Adhikary, Mousumi Mondal, Puja Mondal, Mallika Adak, Suchitra Mondal and Papiya Koley, the applicants have filed this application praying for certain reliefs, the relevant portion of which is as under:

*“ a) The respondents, their men, agents and sub-ordinates and each one of them be directed to release the applicants from their present place of posting and allow them to join at their new place of posting in terms of Order being No. HNG/3P-20-217/1209*

**ORDER SHEET**

Form No.

**SANGITA ADHIKARY & OTHERS**

Vs.

Case No. : **OA 191 OF 2022**

**THE STATE OF WEST BENGAL & ORS.**

*dated 10.12.2019 issued by the Director of Health Services, Government of West Bengal, immediately.*

*b) The respondents, their men, agents and sub-ordinates and each one of them be directed to act in terms of Order being No. HNG/3P-20-217/1209 dated 10.12.2019 issued by the Director of Health Services, Government of West Bengal without any delay.”*

It is submitted by Mr. Shahan Shah, though by order dated 10<sup>th</sup> December, 2019, being Annexure - A-4 to the application, the applicants were transferred, however till date they have not been released. Submission is direction may be issued upon the respondents to release the applicants so that they can join at the transferred place of posting.

Mr.G.P.Banerjee, learned advocate appearing on behalf of the State respondents submits that steps are being taken for transferring the applicants in accordance with the said transfer order.

Having heard the learned advocates for the parties, since it is submitted on behalf of the applicants that the applicants are all posted at Jhargram, considering the facts and circumstances of the case, the application is disposed of by directing the Chief Medical Officer of Health, Jhargram, the respondent no. 3, to take steps for issuing the release order releasing the applicants pursuant to the order dated 10<sup>th</sup> December, 2019, within eight weeks from the date of presentation of a copy of this order downloaded from the website of the Tribunal.

(SOUMITRA PAL)  
CHAIRMAN

BLR