

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**Mr. Sayeed Ahmed Baba, Officiating Chairperson and Hon'ble Member (A).**

Case No. – OA 202 of 2023.

SHRI SWAPAN KUMAR DEY - VERSUS- THE STATE OF WEST BENGAL AND OTHERS.

Serial No. and  
Date of order

2  
17.5.2023

For the Applicant : Mr. G.P. Banerjee,  
Advocate.

For the State Respondents : Mr. M.N. Roy,  
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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

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

The prayer in this application is for a direction to the respondent authorities to revoke the order of punishment of dismissal from service. The order of punishment was also upheld by the appellate authority of the department. He has been acquitted from the criminal case by the learned Judicial Magistrate, 4<sup>th</sup> Court, Barrackpore. In this regard, the applicant has submitted a representation before the Superintendent of Police, Howrah (Rural) requesting for rejoining in the service.

Mr. G.P. Banerjee, learned counsel for the applicant submits that a direction may be given to the respondent no. 4 – the Superintendent of Police, Howrah (Rural) to consider his representation.

Mr. M.N. Roy, learned counsel appearing on behalf of the State respondents submits if such a direction is given, the same will be complied as per rules.

After hearing the submissions of both sides, the application is disposed of

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

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by directing the Superintendent of Police, Howrah (Rural) District , - the respondent no. 4 to consider and dispose of the representation of the applicant dated 16<sup>th</sup> September, 2022 as per Rule within a period of three months from the date of communication of this order.

(SAYEED AHMED BABA)  
Officiating Chairperson and Member (A).

Sk.

WEST BENGAL ADMINISTRATIVE TRIBUNAL