

ORDER SHEET

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present : **HON'BLE JUSTICE SOUMITRA PAL,**      **HON'BLE CHAIRMAN.**

Case No. – OA 204 of 2022.

RUPA DASS BARUA –VS-THE STATE OF WEST BENGAL & ORS.

Serial No. and      For the Applicant      : Mrs. S. Mitra,  
Date of order                Advocate.

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26.7.2022

For the State      : Mr. M.N. Roy,  
Respondents      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 11th February, 2022 issued in exercise of the powers conferred under section 6 (5) of the Administrative Tribunals Act, 1985.

In the application Rupa Das Barua, an Assistant Mistress in English at Krishnanagar Government Girls' High School, has prayed for certain reliefs, the relevant portion of which is as under :-

*"...a. An order commanding/directing the concerned respondent authority herein to consider the applications dated August 4, 2016, July 24, 2018, December, 21, 2021 and December 24, 2021 made by the applicant praying for transfer near residence of the Applicant and thereby dispose of the same by passing a reasoned order within a stipulated period of time upon granting an opportunity of hearing to the Applicant upon considering all material records in accordance with law forthwith;*

*b. An order commanding/directing concerned respondent authority to immediately issued the order of transfer in favour of the applicant in any school near to the residence of the applicant i.e. Kolkata without any prejudice to her continuity in service and admissible service benefits in accordance with law forthwith;"*

It is submitted by Mrs. S. Mitra, learned advocate for the applicant since the applicant every day has to commute from his residence at Ichapur to

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Krishnanagar for attending duties and she has ailing parents and six year old daughter, appropriate order may be passed for considering the representations praying for transfer, which have been annexed to the application.

Mr. M.N. Roy, learned advocate appearing on behalf of the State respondents submits if directed the State respondents shall consider the same in accordance with law.

Heard learned advocates for the parties and considering the facts and circumstances of the case, the application is disposed of granting liberty to the applicant to file a representation afresh ventilating her grievances before the Commissioner of School Education, School Education Department, Government of West Bengal, - the respondent no. 2 within eight weeks along with a copy of this order downloaded from the website of the Tribunal. If representation is filed within the time as stipulated, the Commissioner of School Education, - the respondent no. 2 shall dispose of the same by passing a reasoned order to be communicated to the parties within eight weeks after giving an opportunity of hearing and after making necessary enquiry.

(SOUMITRA PAL)  
CHAIRMAN.

Skd.

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