

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 239 of 2023

Biswajit Mukherjee. - Versus - The State of West Bengal & Others.

Serial No. and Date of order For the Applicant : Mr. C. Mishra,
Advocate.

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02.05.2023. For the State Respondents : None.

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 counsel, the case is taken up for consideration sitting singly.

The prayer in this application is for directing the respondent no. 4 to allow the applicant to join his duty and release his back salaries.

From the record, it appears that the Tribunal had passed an order on 04.04.2013 in O.A.-1331 of 2012 directing the respondent to revoke his suspension and allow him to join his duties to the post of Peon. Although, the applicant had joined the duties but again during 2020 to 2023, he had absented for 708 days. A notice dated 01.03.2023 was issued by the respondent no. 4 – The Block Development Officer, Nalhati –I Block, Birbhum. It also appears from this notice that since the applicant had not replied to the earlier show-cause notice, his salaries were also withheld. The same notice finally instructed him to resume his duties immediately.

After hearing the learned counsel, the application is disposed of by directing the applicant to join his duties within 7 (Seven) days from the date of this order. Respondent No. 4, The Block Development Officer, Nalhati –I Block is directed to allow the applicant to join, if he physically appears before him. Regularisation of his absence period and payment of his salary dues be done as per Rules.

Accordingly, the application is disposed of.

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

C.S.M.

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