

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble SAYEED AHMED BABA, Officiating Chairperson & Member (A)

Case No. – OA- 251 of 2023

Serial No. and Date of order	Md. Amir Hossain Molla For the Applicant	:	VERSUS – The State of West Bengal & Ors.. Mrs. Sunita Agarwal, Learned Advocate.
<u>01</u> 12.05.2023	For the State Respondents	:	Mr. A.K. Das Sinha, Learned 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 23rd November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

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

Affidavit of service has been filed be kept with the record.

Mrs. Agarwal appearing on behalf of the learned advocate for the applicant submits that respondent No. 6, Mr. Manojit Mondal, the Inquiring Authority refused to accept the notice.

The prayer in this application is for setting aside the entire departmental proceedings issued upon the applicant as charged officer on 07.02.2023. The final order passed by the disciplinary authority on 07.02.2023, imposed a punishment of lowering of two stages of current Pay Band for the period of two years under Rule 8 (iv) of WBS (CCA) Rules, 1971.

In this application, the entire departmental proceedings as well as the final order of punishment is being challenged.

Heard the learned counsels. The matter is admitted.

Mr. Sinha prays for accommodation to file reply on behalf of the state respondents.

Let reply be filed by the next date and rejoinder, if any, in the meantime.

Let the matter appear under the heading “Hearing” on
02.08.2023.

SAYEED AHMED BABA
OFFICIATING CHAIRPERSON & MEMBER(A)

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