

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA-26 of 2022

Bimal Pal VERSUS – The State of West Bengal & Ors..

Serial No. and Date of order For the Applicant : The applicant appear in person.

For the State Respondents : Mrs. S. Agarwal,
Learned Advocate

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21.09.2022

In this application the prayer is for a direction to the respondent to regularise his absence from duty during two spells totalling 548 days on account of his undergoing M. Tech. Course. The applicant has appeared in person and submits that despite several representations, the last one was submitted on 19.08.2020 for consideration of his prayer for regularising of his absence period.

Mrs. Agarwal submits that this case is not maintainable due to limitation as the absent period in question relates to 2003-2005. Mrs. Agarwal further submits that the applicant being a responsible officer proceeded on leave without approval of the competent authority.

It appears that this is a matter where the respondent has to examine and take a decision whether his application for regularisation of absence period of 548 days is permissible under the existing rules or not.

After hearing the submissions and considering the facts and circumstances, the Respondent No. 3, Director of Technical Education & Training is directed to examine the matter in detail and dispose of his representation, the last one submitted on 19 .08.2020 in the light of existing rules and regulations. The

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respondent shall also while examining and considering the matter, give opportunity of hearing to the applicant. After considering, the respondent shall issue a reasoned order within a period of 16 (sixteen) weeks and the decision be communicated to the applicant within a period of two weeks thereafter.

Accordingly, OA is disposed of.

SAYEED AHMED BABA
MEMBER (A)

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