

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. – OA 300 OF 2022

**MALAY PAUL - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and  
Date of order

For the Applicant

: Mr.Sankha Ghosh  
Advocate

03  
20.05.2022

For the State respondents

: Mr. Goutam Pathak Banerjee  
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 11<sup>th</sup> February, 2022 issued in exercise of the powers conferred under section 6 (5) of the Administrative Tribunals Act, 1985.

Since despite service of notice none appears for the State respondents, Mr.G.P.Banerjee, learned Panel Pleader who normally represents the State authorities, is requested to represent the State respondents. Let a copy of the application be served by Mr.S.Ghosh, learned advocate on record for the applicant on Mr.Banerjee, which is served and accepted. The Legal Remembrancer, West Bengal is directed to regularise the appointment of Mr.Banerjee.

In this application, Malay Paul, the applicant, has prayed for certain reliefs, the relevant portion of which is as under:

“ (a) An order do issue directing the respondent authorities to issue “Release Order” in favour of the applicant herein enabling him to join under S.P.Bongaon Police District, with immediate effect in terms of the transfer order vide Memo No. 632(32)/Per/A Per/A-104/2021, Dated 02/09/2021, issued by the Inspector General of Police (Administration), West Bengal, the respondent no. 2 herein.”

**ORDER SHEET**

Form No.

**MALAY PAUL**

---

**Vs.**

Case No. : **OA 300 OF 2022**

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

---

It appears that the Inspector General of Police (Administration), West Bengal, the respondent no.2 had issued a transfer order dated 2<sup>nd</sup> September, 2021 transferring the applicant from Diamond Harbour Police District to Bongaon Police District. The grievance of the applicant is even after a lapse of eight months, the Superintendent of Police, Diamond Harbour Police District, West Bengal, the respondent no. 3 is not issuing release order. Prayer is for a direction upon the respondent no.3 to issue release order releasing the applicant from Diamond Harbour Police District to enable him to join at Bongaon Police District.

Mr.Banerjee, submits that the release order could not be issued for paucity of personnel and for administrative reasons.

Having heard the learned advocates for the parties and considering the facts and circumstances of the case, the application is disposed of by directing the Superintendent of Police, Diamond Harbour Police District, South 24 Paraganas, West Bengal, the respondent no. 3 to issue release order releasing the applicant from Diamond Harbour Police District to enable him to join at Bongaon Police District within eight weeks from the date of presentation of a copy of this order downloaded from the website of the Tribunal.

BLR

(SOUMITRA PAL)  
CHAIRMAN