

ORDER SHEET

**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 307 of 2022**

**Gitesh Das Mahapatra -- VERSUS – The State of West Bengal & Ors.**

Serial No. and  
Date of order

For the Applicant : Mr. M.N. Roy,  
Ld. Advocate.

For the State Respondents : Mrs. Chaitali Bhattacharya,  
Ld. Advocate.  
Ms. R. Sarkar,  
Mr. S. Debray,  
Mr. R. Bag,  
Ld. Depttl. Reps.

11  
20.12.2024

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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

Mrs. Bhattacharya, learned counsel files a supplementary application, copy be kept on record. Copy has been served upon the other side.

Mr. Roy, learned counsel may like to file exception to this supplementary application, if he so feels necessary.

Mr. Roy, learned counsel for the applicant concludes today's submission by filing copies of the following relevant judgements of the Hon'ble Apex Court.

- (i) *"Sarguja Transport Service v. State Transport Appellate Tribunal, M.P., Gwalior and Others"* reported in (1987) 1 SCC 5 (paragraph nos. 7 and 9);
- (ii) *"State of U.P. v. Nawab Hussain"* reported in (1977) 2 SCC 806 (paragraph nos. 3 to 5);
- (iii) *"Raghavendra Rao and others v. State of Karnataka and Others"* reported in (2009) 4 SCC 635 (paragraph nos. 12 and 13);
- (iv) *"Central Bank of India and Others v. Dragendra Singh Jadon"* reported in (2022) 8 SCC 378 (paragraph nos. 15 and 16) and
- (v) *"Samir Kumar Majumder v. Union of India and Others"* reported in 2023 SCC OnLine SC 1182 (paragraph nos. 33 to 36)

Let the matter appear under the heading **"Further Hearing"** on **02.01.2025**.

CSM/SS

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**