

ORDER SHEET

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 379 of 2022

PRATIMA RANI MISRA

- Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

For the Applicant

: Mr.K.Bera
Advocate

06

05.07.2023

For the State respondent

: Mr.Sankha Ghosh
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 the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The Tribunal in its order dated 25.09.2018 had directed the respondent to consider the application for voluntary retirement and pass a reasoned order. Accordingly, the respondents passed a reasoned order which was communicated to the applicant on 17.04.2019. In the reasoned order, the applicant was directed to join her duties so that her absent period need to be first regularised. Thereafter the application for voluntary retirement will be considered in the light of Memo. 2660-F dated 20.08.1981. Mr.S.Ghosh, learned counsel for the State respondent submits that since the applicant as has not till date complied with the direction, therefore, the application for voluntary retirement could not be considered.

After hearing the submissions of the learned counsels, this application is disposed of by directing the applicant to comply with the direction of the respondent No. 2, the Director of Health Services, by first joining the office and resume her duties. If it is complied, then respondent No. 2 is directed to consider her application for voluntary

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retirement in the light of Memo. 2660-F.

Accordingly, the application is disposed of.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)

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