

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Officiating Chairperson and Member (J).

Case No. –OA 454 of 2022

Sri Shyamapada Giri. - Versus - The State of West Bengal & Others.

Serial No. and Date of order	For the Applicant	: Mr. A. K. Niyogi, Mr. K. Bagchi, Ms. P. Kar, Advocates.
<u>03</u> 06.09.2022.	For the State Respondents	: Mr. S. Ghosh, Mrs. S. Das, Advocates.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 536-WBAT/2J-15/2016 dated 26th August, 2022 issued in exercise of the powers conferred under Section 5 (6) of the Administrative Tribunals Act, 1985.

It is noted that the application is barred by limitation. However, the counsel for the applicant has prayed for one accommodation to satisfy the Court on the point of limitation. It has been further submitted by the counsel for the applicant that the final order dated 01.02.2021 is liable to be quashed on the following grounds:-

- I. Advice of Public Service Commission, West Bengal was not served upon him.
- II. The punishment imposed is contrary to the settle principle of law as held by this Tribunal, in case of Sanjoy Kumar Dutta,
- III. While passing final order, the suspension period was not regularised.

Let the matter be listed on **09.09.2022**.

URMITA DATTA (SEN)
Officiating Chairperson and Member (J)

S.M.

ORDER SHEET

Form No.

Sri Shyamapada Giri.

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