

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 5 of 2022

Sambhunath Ghosh -- VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. K.P. Mukhopadhyay,
Ld. Advocate.

For the State Respondent : Mr. G.P. Banerjee,
Ld. Advocate.

05
14.03.2024

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 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.

Mr. Banerjee has submitted that as mentioned on the last date of hearing, despite directions, the applicant as the Charged Officer has not furnished his replies to the show cause. In absence of such reply from the applicant's side, the Disciplinary Authority is not able to conclude the disciplinary proceedings and take a final decision regarding his pension and other retiral benefits.

In view of the fact that such replies from the applicant's side is necessary to conclude the disciplinary proceedings, the applicant is directed to furnish his replies against those show cause notice dated 01.04.2021 issued by the Superintendent of Police, Barasat Police District in the proceeding no. 93/2005. Let such replies to the show cause be furnished by the applicant within two (02) months from the date of communication of this order. Mr. Mukhopadhyay, learned counsel appearing on behalf of the applicant has assured that such replies will be furnished by the applicant before the respondent authority within the time limit set by this Tribunal.

In view of such direction and assurance by Mr. Mukhopadhyay, let copies of the replies being so furnished by the applicant be filed before this Tribunal on the next date.

Heard the learned counsels, the matter is admitted.

Let the matter appear under the heading "**Hearing**" on **11.06.2024**.

CSM/SS

SAYEED AHMED BABA
Officiating Chairperson & Member (A)