

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

HON'BLE JUSTICE SOUMITRA PAL, HON'BLE CHAIRMAN.

Case No. - OA 52 of 2021.

SMT. MITHU MUKHERJEE - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. C. Ghosh, Mrs. P. Saha, Advocates.
<u>03</u> 24.02.2021	For the State Respondents	: Mr. G.P. Banerjee, Advocate.

The matter is taken up by the single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24th December, 2020 issued in exercise of the powers conferred under sub section (6) of section 5 of the Administrative Tribunals Act, 1985.

Let affidavit of service filed be kept on record.

In this application Mithu Mukherjee, the applicant, lecturer in Electrical Engineering has challenged the notification dated 6th January, 2021 transferring her from Canning Government Polytechnic to Baba Saheb Ambedkar Government Polytechnic, Tehatta on several grounds. It is submitted by Mr. C. Ghosh, learned advocate that the applicant was transferred from Sree Ramkrishna Shilpa Vidyapith, Suri, Birbhum to Canning Government Polytechnic, South 24-Parganas on 26th February, 2020, which was given effect on 4th November, 2020. As thereafter she was again transferred by order dated 6th January, 2021 from Canning Government Polytechnic to Baba Saheb Ambedkar Government Polytechnic, Tehatta, appropriate order may be passed as frequent transfer is disturbing her family life as she has a three year old child. Submission is that though the applicant had joined the transferred post, however leave may be granted to the applicant to highlight her grievances, so that the applicant may be retransferred to any office nearer to her home at Suri, Birbhum.

Mr. G.P. Banerjee, learned advocate appearing on behalf of the State respondents submits, if representation is submitted the

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respondent authorities will consider the matter.

Having heard the learned advocates for the parties and since the applicant has joined the transferred post, considering the facts and circumstances of the case and as prayed for on behalf of the applicant, the application is disposed of by granting liberty to the applicant to file a representation ventilating her grievances before the Principal Secretary, Department of Technical Education, Training and Skill Development, Government of West Bengal, - the respondent no. 1, within eight weeks from the date of obtaining a copy of this order downloaded from the internet/website. If such representation is filed within the time as stipulated, the respondent no. 1 shall dispose of the same by considering the matter sympathetically and by passing a reasoned order regarding transfer of the applicant to an office nearer to her residence at Suri, Birbhum within eight weeks after giving an opportunity of hearing.

(SOUMITRA PAL)
CHAIRMAN

Skg.