

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**Mr. Sayeed Ahmed Baba, Officiating Chairperson and Hon'ble Member (A).**

Case No. – OA 572 of 2024.

DR. ANIRUDDHA BANERJEE - VERSUS- THE STATE OF WEST BENGAL & ORS.

Serial No. and  
Date of order

02  
13.12.2024

For the Applicant : Mr. A. Nandi,  
Advocate.

For the State Respondents : Mr. S.N. Ray,  
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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

By filing this application, the applicant has prayed for a direction upon the Respondent authorities to allow him to proceed on study leave for a period of two years. The first such prayer made by the applicant was regretted on the ground that he had not completed the minimum years of service. Thereafter, he furnished similar representation for study leave addressed to the Additional Chief Secretary dated 27.10.2021. The Director had asked the Deputy Director, Alipurduar to reply whether the applicant, Dr. Banerjee can be spared for two years. In reply to the Director, the Deputy Director in his first memo dated 24.6.2022 did not recommend due to shortage of veterinary officials. But, later by memo 225 dated 29.2.2024, the same Deputy Director of Alipurduar opines that the applicant, Dr. Banerjee can now be spared for two years to pursue study leave since one Dr. Sk. Akib Javed has joined the post of Veterinary Officer. The Director raised again following two questions:-

1. From which sessions does Dr. Banerjee like to go for study leave as the upcoming session has already been gone,
2. Service particulars of Dr. Aniruddha Banerjee.

The above questions were responded by the applicant and forwarded by his Deputy Director to the Director by memo 517 dated 10.5.2024. Since the Respondent authorities were not neither considering the prayer nor communicating the decision to

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him, the applicant addressed a detailed representation before the Additional Chief Secretary dated 01.7.2024. The applicant has also enclosed a copy of letter addressed to the Director by Head of the Department of Veterinary Pathology, West Bengal University of Animal & Fishery Sciences strongly recommending the study leave in favour of the applicant.

Since the Tribunal finds that such a representation praying for study leave has not been considered and a decision not communicated to the applicant, it advises Mr. Ray, learned counsel to update this Tribunal with more information on the next date.

The matter is admitted.

Let the matter be listed on 20.01.2025 under the heading "For Orders".

(SAYEED AHMED BABA)  
Officiating Chairperson and Member (A)

SkG/SM.