

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. – OA 573 of 2021

**DEB NARAYAN SETH - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and  
Date of order

02  
27.08.2021

For the Applicant : Mr.G.P.Banerjee  
Advocate  
For the State respondents : Mr.M.N.Roy  
Advocate

The matter is taken up by the single Bench pursuant to the Notification No.949-WBAT/2J-15/2016 dated 24<sup>th</sup> December, 2020 and 456-WBAT/2J-15/2016 dated 16<sup>th</sup> July, 2021 issued in exercise of the powers conferred under section 6(5) of the Administrative Tribunals Act, 1985.

In this application, Deb Narayan Seth, the applicant has challenged the order of transfer dated 26<sup>th</sup> July, 2021 transferring him from Darjeeling to Contai Sub Division, Purba Medinipur. It is submitted by Mr.G.P.Banerjee, learned advocate for the applicant that said transfer order is humiliating as being a DI he has been transferred to Contai Sub Division as ADI. Though representation dated 2<sup>nd</sup> August, 2021, appearing at page 18 of the application, has been furnished before the authorities, no steps have been taken. On a query it is submitted that he is yet to be released from the post at Darjeeling.

Mr.M.N.Roy, learned advocate appearing on behalf of the State respondents in his usual fairness submits though pay allowances of DI and ADI are same, however the post of ADI is of lesser importance than that of DI.

Having heard the learned advocates for the parties and considering the facts and circumstances of the case, the application is disposed of by directing the Principal Secretary, School Education Department, Bikash Bhawan, Kolkata, the respondent no.1, to dispose of the representation dated 2<sup>nd</sup> August, 2021 by passing a reasoned order to be communicated to the parties within a

**ORDER SHEET**

Form No.

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period of six weeks from the date of presentation of a copy of this order downloaded from the website of the Tribunal after giving an opportunity of hearing and after verifying the records and considering the issues raised in the representation. Since it has been submitted on behalf of the applicant that release order pursuant to the order of transfer has not been issued, the order of transfer dated 26<sup>th</sup> July, 2021 shall remain stayed till one week after reasoned order is passed and communicated.

(SOUMITRA PAL)  
CHAIRMAN

BLR