

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 615 of 2023

Shambhu Nath Das -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. S. Mustafi,
Ld. Advocate.

For the State respondent : Ms. R. Sarkar,
Mr. S. Debray,
Ld. Deptl. Reps.

02
24.01.2024

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.

The applicant was suspended by an order dated 17.02.2020 for being involved in a criminal case no. 61 of 2016 under Section 138 of Negotiable Instruments Act. Though the suspended employee has been receiving the subsistence allowance, but Mr. Mustafi argues that neither the suspension has been revoked nor it has been reviewed by the respondent authorities. Further, since the date of suspension on 17.02.2020, no steps have been taken to initiate any disciplinary proceedings against the applicant. Responding on behalf of the department, Ms. Sarkar prays for accommodation to check the updated facts from the office and submit on the next date.

Let the matter appear under the heading "**Hearing**" on **25.04.2024**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS