

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER

Case No. – OA - 631 of 2024

Sukanta Mukherjee - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

02
10.01.2025

For the Applicant : Mrs. Sonali Mitra,
Learned Advocate.

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

The applicant has prayed for a direction before the respondent authorities to set aside the impugned Memo No. 1890 dated 05.12.2024. This impugned order is the transfer order published by the Director of Public Instruction, Education Directorate. The name of the applicant, Sukanta Mukherjee appearing in this list has been transferred from Dr. A.P.J. Kalam College, New Town to GGDC Narayangarh, Howrah. The applicant had furnished a prayer before the Director of Public Instruction dated 22.08.2024 praying for a transfer to District Inspector of Schools (S.E), Howrah. The Tribunal is of the view that transfer matters are incidental to employment of an employee and the Tribunal ought not to interfere into this area. The applicant has not been able to satisfy the Tribunal that such transfer was an act of malice and demonstrates prejudice against the applicant. The Tribunal can find that this transfer order covers a total of 51

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employees, and not just this applicant. Accordingly, the Tribunal does not find any merit in this application; the application is disposed of without passing any orders.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)

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