

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- 64 of 2024

Dr. Nabanita Das - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant

:

Mr. Supriyo Chattopadhyay,
Mr. Sudip Kumar Maity,
Learned Advocates.

02
08.08.2024.

For the State Respondents

Mr. G.P. Banerjee,
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.

Mr. Chattopadhyay, learned counsel informs that, as evident from page 34 of this application the applicant attended a hearing taken by the Principal Secretary of the Department on 02.05.2023. However, despite passing of more than a year, the Department has neither accepted her representation praying for resumption of her duties nor passed any further orders. Appearing on behalf of the state respondents, Mr. Banerjee, learned counsel has submitted that the applicant after her appointment in the year 2015 has never attended her duties.

Having heard the submissions of the learned counsels, it is clear to the Tribunal that in this matter, the sole discretionary power lies with the Head of the Department, the Principal Secretary. It is understood that the applicant has been show caused and reply has been furnished. Since the Principal Secretary has taken a hearing, it is expected that a final decision will be taken in this matter by the Deptt.

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THE STATE OF WEST BENGAL & OTHERS.

The Tribunal at this stage cannot interfere into such administrative matters.

This application is disposed of without passing any orders.

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

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