

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 650 of 2022.

TRISHA BHATTACHARYA – VS- THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

5
3.3.2023

For the Applicant : Mr. M.N. Roy,
Advocate.

For the State respondents : Mr. S.K. Mondal,
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.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The prayer in this application is for setting aside the reasoned order passed by the respondent on 16.08.2022. Such reasoned order was passed by the respondent in terms of the Tribunal's direction in OA 289 of 2022 in which the respondent was directed to consider the representation of the applicant and dispose of the same by passing a reasoned order. The prayer in the application was for her transfer from Jhargram to Kolkata. The applicant is as Assistant Mistress in Economics in a Government School in Jhargram.

Mr. S.K. Mondal, learned counsel for the respondent submits that her application for such transfer could not be considered due to lack of suitable vacancy in any Government Schools under the Kolkata district. However, her application will be considered, if such a vacancy will arise in future.

Since the earlier direction of Tribunal was complied by the respondent by passing a reasoned order regarding her request for transfer to Kolkata, this application for setting aside the reasoned order has no merit. Moreover, the learned counsel for

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the State has submitted that her representation can be considered against any future vacancy.

Let the applicant furnish her representation for the said transfer before the respondent after every three months. The respondent shall consider her representation whenever such vacancy arises.

Accordingly, the matter is disposed of.

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

Skg.