

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

SUBRATA CHANDRA POLLE

LEARNED REGISTRAR

Case No. – OA 789 OF 2022

BARUN KUMAR ROY - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

01
14.12.2022

For the Applicant : Mrs. Priya Sasmal,
Advocate

The matter is taken up pursuant to the order contained in the Notification No. 638-WBAT / 2J-15/2016 (Pt.-II) dated 23th November, 2022 issued in exercise of the powers conferred under the Administrative Tribunals Act, 1985 and the Rules framed thereunder.

The present application in terms of section 19 of the Administrative Tribunals Act, 1985 *inter alia* praying for an order by setting aside the findings of the enquiry report and second show-cause notice dated 30.08.2022, as fully stated in the application has been filed to secure redressal of grievances.

Mrs. Priya Sasmal, learned counsel appearing for the applicant has submitted that the case is extremely urgent on the ground that the proposed punishment could be inflicted very soon and in that event, the applicant will be prejudiced seriously.

Perused the application along with all annexure hereinafter referred to as the “**said application**”.

Considering the nature of substantive relief as prayed for, the said application is required to be served upon the respondents to enable them to controvert the allegations, and or, statements made therein.

In view of the above, the applicant is directed to comply the following directions as follows : -

- i) the **said application** along with the **present order** passed today be

ORDER SHEET

Form No.

BARUN KUMAR ROY

Vs.

Case No. : **OA 789 OF 2022**

THE STATE OF WEST BENGAL & ORS.

served upon the respondents by speed post with proof of delivery, and or, by registered post with acknowledge due card, and or, by hand at once with a forwarding letter indicating the **next date** of the case stated hereinbelow, and

- ii) an affidavit of service annexing the copy of the aforesaid forwarding letter, original postal receipts, delivery status downloaded from the official website of the India post (<https://indiapost.gov.in>), in case of service through post, whereas in the event of direct service, the original receipted copy or copies of the forwarding letter/ letters bearing seal and signature of the receiving staff of the respondents, shall be produced on the next date.

In addition to the above, considering the urgency and nature of the case, a copy of the application be also served upon the Departmental Representatives (SAT), Land and Land Reforms Department, Government of West Bengal.

In the case of compliance of the aforesaid direction under clause (i) above, the respondents are directed to be present either through the learned advocate, and or, in person on the next date.

SCN.

The office is directed to upload the order passed today on the official website of the Tribunal (<https://wbat.gov.in>).

Accordingly, the next date is fixed on 20.12.2022 for compliance of the above directions, and appearance of the respondents.

(SUBRATA CH. POLLE)
REGISTRAR