

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. - OA 836 OF 2021

SISIR KUMAR SARKAR - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and

Date of order

2

21.02.2022

For the Applicant : Mr. Sadhan Kumar Haldar,
Advocate

For Respondent nos. 1 to 5 and 7 : Mr. Soumendra Narayan Ray,
Advocate

For Respondent No.4 : Mr. Biswanath Mitra
Principal A.G., West Bengal Government Representative

The matter is taken up by the single Bench pursuant to the order contained in the Notification No.118-WBAT/1E-08/2003 (Pt.-II) dated 11th February, 2022 issued in exercise of the powers conferred under section 6(5) of the Administrative Tribunals Act, 1985.

Let affidavit of service filed today be kept on record.

At the very outset Mr. Sadhan Kumar Haldar, learned advocate on record for the applicant submits on instruction that his client does not want to proceed with the instant application as a fresh order has been passed on 3rd February, 2022 by the Excise Commissioner, West Bengal relating to disciplinary proceedings of the applicant and leave is sought for to challenge the same in a separate proceeding before the appropriate forum. A letter dated 6th February, 2022 addressed by the applicant to Mr. Haldar to that effect is filed in Tribunal today. Let it be kept on record.

Heard Mr. Soumendra Narayan Ray, learned advocate for the State respondents and Mr. Biswanath Mitra, government representative representing the Assistant Account Officer, in the office of the Principal Accountant General

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Form No.

SISIR KUMAR SARKAR

Vs.

Case No. - OA 836 OF 2021

THE STATE OF WEST BENGAL & ORS.

(A&E), West Bengal, the respondent no.2(vi).

SCN.

In view of the submission of Mr. Haldar and in view of the contents contained in the letter dated 6th February, 2022 the application is dismissed as withdrawn. However, the applicant is at liberty to move before the appropriate forum challenging the order passed in the disciplinary proceedings, if so advised.

(SOUMITRA PAL)
CHAIRMAN

WEST BENGAL ADMINISTRATIVE TRIBUNAL