

ORDER SHEET

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – OA 851 of 2023

**Rama Das (Guha) -- VERSUS – The State of West Bengal & Ors.**

Serial No. and  
Date of order

For the Applicant : Mr. G.P. Banerjee,  
Ld. Advocate.

For the State Respondent : None.

02  
29.07.2024

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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

The prayer in this application is for a direction to the respondent authorities to grant her the benefit of maternity leave and restore the applicant's leave account. From the submissions of Mr. Banerjee and reference no. 37 dated 08.01.2021, it appears that the Deputy Director of Health Services (Nursing) had asked the Superintendent, M.R. Bangur Hospital for certain clarifications with supporting documents. Submission is that despite such a direction from the Directorate on 08.01.2021, the matter relating to her regularisation of absent period from 23.10.2009 to 25.10.2010 has not been resolved.

After examination of the records, this application is disposed of by directing the respondent no. 4, the Superintendent, M.R. Bangur Hospital, Kolkata to consider responding to the clarifications/documents as asked for by the Deputy Director of Health Services (Nursing) in his Memo. No. 37 dated 08.01.2021 within a period of three (03) months from the date of communication of this order. Once all the relevant clarifications/documents have been submitted to him by the Superintendent, M.R. Bangur Hospital, Kolkata, the respondent no. 3, the Deputy Director of Health Services (Nursing) is advised to regularise the leave of the applicant as per rules within a period of twelve (12) weeks from the date of receiving of these clarifications/documents from the Superintendent, M.R. Bangur Hospital, Kolkata.

Accordingly, this application is **disposed of**.

CSM/SS

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**