

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member(J)

Case No. – OA-68 of 2022

Maidul Ali Khan VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	:	Mr. G.C. Chakraborty, Mrs. S. Agarwal, Learned Advocates.
<u>25</u> 24.03.2022	For the State Respondents	:	Mr. G.P. Banerjee, Mr. B.P. Roy, Learned Advocates.

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.

On consent of the learned counsel for all the parties, matter has been taken up for hearing.

The counsel for the applicant has submitted that the applicant was put under suspension dated 05.08.2021 and 13.08.2021 under Rule 7 (1) of W.B.S.(C.C.A) Rules, 1971. However, according to the applicant, neither any review was made nor any charge sheet was issued to him till the date of filing of this application. In support of his contention he has placed two following two judgements :-

A)Ajay Kumar Choudhary Vs. Union of India reported in (2015)SCC 291.

B)Ram Milan Vs. Union of India reported in 2015 LAB. I.C. 3402.

The counsel for the respondent has submitted that the charge sheet was issued on 17.03.2022. He has further submitted that the judgements placed by the counsel for the petitioner is not applicable in the instant case. However, he has prayed for time to file a short reply. Let the matter be listed for further hearing on **26.04.2022**.

ORDER SHEET

Form No.

Maidul Ali Khan

Case No. **OA-68 of 2022**

Vs.
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Reply/rejoinder, if any, in the meantime.

Since the circumstances beyond control, the Registry is unable to furnish plain copies of this order to the learned advocates for the parties, the Registry is directed to upload this order on the website of the Tribunal forthwith and parties are directed to act on the copies of the order downloaded from the website.

URMITA DATTA (SEN)
MEMBER (J)

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