

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman.

& The Hon'ble Sayeed Ahmed Baba, Administrative Member.

**Case No. –OA-698 of 2021.**

**Dr. Prasenjit Baidya. - Versus – The State of West Bengal and Others.**

Serial No. and Date of order	For the Applicant	: Mrs. Sonali Mitra, Advocate.
<u>4</u> 17.12.2021	For the State Respondents	: Mr. Goutam Pathak Banerjee, Advocate.

In this application, Dr. Prasenjit Baidya - the applicant, has prayed for a direction upon the respondents to issue release order so that he may join at Trauma Care Unit, IPGMER & SSKMH, Kolkata, as per the order contained in the memo dated 24<sup>th</sup> December, 2019 and the memo dated 3<sup>rd</sup> November, 2020 issued by the Director of Health Services, Department of Health & Family Welfare, Government of West Bengal – the respondent no. 3 and the order dated 21<sup>st</sup> December, 2020 issued by the Additional Secretary to the Government of West Bengal and finally the order under memo dated 22<sup>nd</sup> April, 2021 issued by the Deputy Director of Health Services (Admin), Department of Health & Family Welfare, Government of West Bengal – the respondent no. 4. Prayer is also for release of the salary withheld and for consideration of the representations furnished by the applicant from time to time.

Heard Mrs. Sonali Mitra, learned advocate for the applicant and Mr. Goutam Pathak Banerjee, learned advocate for the State respondents.

It appears that the applicant who had discontinued service since 26<sup>th</sup> October, 2019, by notification dated 21<sup>st</sup> December, 2020 was allowed to resume his duties at Saptabari Primary Health Centre, Jalpaiguri as evident from page-64 of the application. By memo dated 22<sup>nd</sup> April, 2021 - the respondent no. 4 had directed that the applicant

**ORDER SHEET**

Form No.

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after getting release from CMOH, Jalpaiguri to join at the new assignment at SSKM Hospital and the absence incurred would be regularised after joining SSKM Hospital and on application from the applicant.

Since it is evident that the applicant is yet to resume his duties at Saptibari Primary Health Centre, Jalpaiguri, the application is disposed of by granting liberty to the applicant to resume his duties at Saptibari Primary Health Centre, Jalpaiguri and thereafter, he shall proceed in terms of the letter dated 22<sup>nd</sup> April, 2021 appearing at page-65 of the application.

(SAYEED AHMED BABA)  
MEMBER (A)

(SOUMITRA PAL)  
CHAIRMAN

S.M.