ORDER SHEET West Bengal Administrative Tribunal

Present.-

The Hon'ble Mrs. Urmita Datta (Sen)

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The Hon'ble Dr. A. K. Chanda

Case No. <u>CCP - 21 of 2016</u>

	Dr. Debashis Bhattacharyya,	Director of
	Medical Education & Ex-Offic	•
	. Hari Charan Roy Versus Government of West Bengal.	
Serial No. and date of order		ed signature of
date of order		when necessary.
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23/03/2018	For the Applicant : Dr. Barindra Narayan Ray, Advocate.	
	For the State Respondents: Mrs. Sunita Agarwal, Advocate.	
	The instant contempt petition has been filed	
	against the non compliance of the order dated	
	19.03.2015 passed in OA 1431 of 2013 whereby	
	the following order was passed.	
	"In the circumstances	
	above, we dispose of this	
	application, with the	
	consent of the Ld. Counsels	
	for the parties, with a	
	direction on the	
	Respondents, particularly	
	Respondent No.2 to	
	consider the representation	
	of the petitioner together	
	with the Memo. of the	
	Principal, Midnapore	
	Medical College, Paschim	
	Medinipur dated	
	29.05.2012 in connection	
	with the aforesaid matter	

ORDER SHEET – (Continuation)

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rorm	No.

Dr. Hari Charan Roy	

Dr. Debashis Bhattacharyya, Director of Medical Education & Ex-Officio Secretary, Government of West Bengal.

Cogo No. CCD	Government of West Bengal.	
Case No. <u>CCP</u> - Serial No. and date of order	Order of the Tribunal with signature	Office action with date and dated signature of parties when necessary
1	and take a decision in	
	accordance with rules	
	within a period of two	
	months from the date of	
	communication of this	
	order. He is also directed	
	to convey the decision to	
	the petitioner within one	
	month thereafter."	
	On earlier occasion, dated 05.02.2018, last	
	chance was granted to the contemnor to file full	
	compliance report.	
	Today, the Counsel for the contemnor has	
	filed some documents as compliance report, which	
	is neither comply our order nor in a proper format.	
	Therefore, we are not accepting these documents as	
	a compliance report.	
	As per the Counsel for the contemnor, since,	
	one disciplinary proceeding is pending against the	
	applicant, therefore, the contemnor could not	
	consider the case of the applicant as directed by	
	this Tribunal.	
	In contrary, the Counsel for the applicant has	

vehemently objected on the contention of the

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Dr. Debashis Bhattacharyya, Director of Medical Education & Ex-Officio Secretary, Government of West Bengal.

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	Counsel for the contemnor that any disciplinary	
	proceeding is pending against his client.	
	In view of the above, we are unable to	
	satisfy with the conduct of the contemnors, since	
	we directed the respondents to consider the	
	representation in the light of the Memo. of the	
	Principal, Midnapore Medical College, Paschim	
	Medinipur dated 29.05.2012 for granting the	
	benefit of 16 years' CAS with effect from	
	22.07.2007. But, no such consideration or	
	communication of order to the applicant has been	
	brought to our notice even today.	
	Therefore, one last chance is granted to the	
	contemnor no. 1 and 1.A to comply with the order	
	and to file a full compliance report by four weeks	
	failing which contemnor 1.A., Dr. Debashis	
	Bhattacharyya, Director of Medial Education & Ex-	
	Officio Secretary should be present before the Court	
	to explain for such non compliance.	
	Let the matter be listed on 03.05.2018 .	
	Plain copy to the parties.	

URMITA DATTA (SEN)

MEMBER(J)

Dr. A. K. CHANDA MEMBER(A)

ORDER SHEET – (Continuation)

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Case No. CCP –	Medical Education & Government of West Be	Vs acharyya, Director of & Ex-Officio Secretary, engal.	
Serial No. and date of order	Order of the Tribunal with signature	Office action with date and dated signature of	
1	2	parties when necessary.	