

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

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

& The Hon'ble P. Ramesh Kumar, Member (A)

Case No MA-183 of 2018 (OA – 1091 of 2015)**Dipak Kumar Kamila –Vs- The State of West Bengal & Others.**

Serial No. and Date of order. 1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary 3
<p style="text-align: center;"><u>1</u> 21.01.2019</p>	<p style="text-align: center;"><i>For the Applicant : Mrs. S. Agarwal, Advocates.</i></p> <p style="text-align: center;"><i>For the Respondents : Ms. R. Sarkar, Mr. A. De, (Departmental Representatives) Land & Land Reforms Deptt.</i></p> <p style="text-align: center;"><i>Both M.A.s have been filed praying for recalling of the order dated 27.08.2018, by which the Original Application was dismissed for default. According to the counsel for the applicant, the O.A. was entrusted with another Lawyer. However, he did not take any proper steps to appear in the Court and on that ground the O.A. was dismissed for default. As the applicant was not aware of the said fact, however after query, he had come to know that his case has been dismissed by this Court. Therefore he has entrusted the present counsel to appear before this Court and take appropriate steps. Therefore, the present counsel for the applicant has filed the instant application. As per the applicant since it is arguable case on merit, therefore the application would be recalled and restored otherwise the applicant will suffer irreparable loss and there is no negligence on his part to pursue the case. Therefore, both the M.A.s be allowed.</i></p>	

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Form No.

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A.K.P.	<p><i>Heard the parties.</i></p> <p><i>In view of the above, the order dated 27.08.2018 is recalled and the O.A. is restored in its original position. Accordingly, both the M.A.s are allowed.</i></p> <p><i>Let the O.A. be listed be listed for hearing on 07.05.2019.</i></p> <p>P. RAMESH KUMAR MEMBER (A)</p> <p>URMITA DATTA (SEN) MEMBER (J)</p>	