

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-****The Hon'ble Mrs. Urmita Datta (Sen), Member(J)****The Hon'ble Mr. P. Ramesh Kumar, Member(A)****Case No – OA- 308 of 2019.****Debabrata Singha. 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>07</p> <hr/> <p>20/12/2019</p>	<p>For the Applicant : Mr. A.K. Niyogi, Ld. Advocate.</p> <p>For the State Respondents: Mr. S. Ghosh, Ld. Advocate.</p> <p>The counsel for the applicant today has submitted that the respondent has preferred one WPST No.123 of 2019. However, the order of the Tribunal has been upheld by the Hon'ble High Court with a liberty to the respondent to serve charge sheet, if they so desire. As per the respondent, they have already issued charge sheet. However, as per the applicant though charge sheet has been issued upon him till date he has not been reinstated. As there is no relationship of employee and employer exist till today, therefore, he has prayed for appropriate order in this regard. The counsel for the respondent has submitted that since there is no prayer of joining in the present application in para 7 and one charge sheet has already been issued. Therefore, this OA has become infructuous. We have heard both the parties and perused the records. It is noted that the instant OA have prayed for following order:</p>	

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Debabrata Singha.

Form No.

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GM	<p>“(a) A direction upon the respondents to forthwith implement the order dated 30.08.2018 by reinstating the applicant in service within a month and to pay the applicant all consequential service benefits;</p> <p>(b) Issuance of any other order or orders and/or direction as this Hon’ble Tribunal may deem fit and proper.”</p> <p>From the perusal of our order dated 30.08.18, it is observed that we had quashed and set aside the impugned dismissal order and also directed the respondents to re-instate the applicant. From the order of Hon’ble High Court also it is noted that they have already upheld our order with a liberty to issue charge sheet if the respondents so desire. However no order of re-instatement has been issued. Therefore, the respondents are granted last chance to file reply. Let the matter be listed on 08.01.2020.</p> <p>P. RAMESH KUMAR MEMBER(A)</p> <p>URMITA DATTA(SEN) MEMBER(J)</p>	