

**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 OA – 102 of 2019****Sankar Haldar –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>3</u> 26.02.2019</p>	<p><i>For the Applicant : Mr. M.N. Roy, Mr. G. Halder, Advocates.</i></p> <p><i>For the Respondents : Mr. G.P. Banerjee, Advocate.</i></p> <p><i>Today, the counsel for the respondent has placed two letters dated 20.02.2019 &amp; 22.02.2019. The counsel for the respondent has submitted that vide letter dated 22.02.2019, the Joint Secretary to the Govt. of West Bengal, Personnel and Administrative Reforms Department, Vigilance Cell has asked for information whether the requisite documents as sought for by the applicant with regard to the Charge Memo dated 18.11.2015 had already been provided to him or not. In turn to that, Additional District Magistrate and District Land and Land Reforms Officer vide his letter dated 22.02.2019 to the Joint Secretary to the Govt. of West Bengal, Personnel and Administrative Reforms Department had communicated the following:</i></p> <p style="text-align: center;"><i>“In pursuance of the correspondence vide No. 79 - P &amp; AR (Vig) dated 20.02.2019, this is for your kind information that in connection with the Charge memo No. 770 - P &amp; AR (Vig) dated 18/11/2015 all the</i></p>	

**ORDER SHEET**

Sankar Haldar

Form No. ....

**Vs.****The State of West Bengal & Ors.**Case No. OA – 102 of 2019

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><i>related files and related memos as available in office on that time were produced before the charged officer for his inspection."</i></p> <p><i>Therefore, as per the counsel for the respondent, they have already allowed the applicant to inspect the documents as asked for.</i></p> <p><i>The counsel for the applicant, however, has objected to such contention as the inspection has not been allowed in this matter. There is no mention of any date by which he has asked for inspection or the date he had actually inspected. As per the applicant, though the applicant was present on 4<sup>th</sup> and 5<sup>th</sup> January, 2017 for inspection of original documents but no paper was shown to him which he has already communicated vide letter dated 05.01.2017 (Annexure F) to the District Land and Land Reforms Officer, Paschim Medinipur. Therefore, the counsel for the applicant has prayed for extension of interim order.</i></p> <p><i>We have heard both the parties and perused the records. It is noted that in the letter dated 22.02.2019, there is no such specific mention on which the applicant had</i></p>	

**ORDER SHEET**

Sankar Haldar

Form No. ....

**Vs.****The State of West Bengal & Ors.**Case No. **OA – 102 of 2019** .....

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
A.K.P.	<p><i>actually inspected as per the respondent. Therefore, the respondents are directed to file proper reply by four weeks and rejoinder, if any, by two weeks thereafter. Let the matter be listed on <b>14.05.2019</b>. Interim order to continue till 21<sup>st</sup> May, 2019.</i></p> <p><i>Plain copy to all the parties.</i></p> <p><b>P. RAMESH KUMAR</b> <b>MEMBER (A)</b></p> <p><b>URMITA DATTA (SEN)</b> <b>MEMBER (J)</b></p>	