

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 - 977 of 2018****Jayanta Nath De -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>6</u> 13.03.2019</p>	<p><i>For the Applicant : Mr. S. Ghosh, Mr. A. Mitra, Advocate.</i></p> <p><i>For the Respondents : Mr. A De, Ms. R. Sarkar, (Departmental Representatives) Land & Land Reforms Deptt.</i></p> <p><i>Affidavit of service filed be kept on record.</i></p> <p><i>The instant application has been filed challenging the Appellate order dated 15.01.2015 which was communicated by the Additional Secretary to the Govt. of West Bengal as per earlier order dated 11.04.2018 vide communication dated 24.05.2018. As per the applicant, the impugned Appellate order is a cryptic and is liable to be set aside at the initial stage.</i></p> <p><i>We have heard the counsel for the applicant and perused the order. From the perusal of the said order, it is noted that the Appellate Authority has passed the following the order :</i></p> <p><i>“Perused C.S. + I.A.’s report & order of disciplinary authority. The punishment order is proportionate. Hence appeal ptn. is rejected. DLRS’s order stands.”</i></p>	

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Form No.

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A.K.P.	<p><i>From the perusal of the aforesaid order, it is clear that the said order of the Appellate Authority is cryptic and non-speaking one. Therefore, we quash the said impugned order dated 15.01.2015 and remand back the matter to him for passing a reasoned and speaking order as per Rules and communicate the same within a period of twelve weeks from the receipt of the order. Accordingly, the O.A. is disposed of with the above observations and directions with no order as to cost.</i></p> <p>P. RAMESH KUMAR MEMBER (A)</p> <p>URMITA DATTA (SEN) MEMBER (J)</p>	