

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

Hon'ble Justice Soumitra Pal, Hon'ble Chairman.  
& Hon'ble Dr. Subesh Kumar Das, Administrative Member.

Case No. OA 1072 of 2017.

**RANJIT HALDER – VS- THE STATE OF W.B. & ORS.**

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;">1</p> <hr/> <p>18.9.2018.</p>	<p>For the Applicant : Mrs. M. Dutta, Advocate.</p> <p>For the State Respondent : Mr. A.K. Das Sinha, Advocate.</p> <p style="text-align: center;">As prayed for by Mrs. Dutta, learned advocate for the applicant, leave granted to make necessary correction in paragraph 6 (ii) of the application.</p> <p>In this application, the applicant claiming to be a daily rated worker since 2005 and claiming to have received a sum of Rs. 205/- per day as remuneration, has prayed for a direction upon the respondents to regularise his appointment. It has been stated that though the applicant was working continuously without break for 11-12 years in a sanctioned Group "D" post in the office of the District Magistrate, Hooghly and even compelled to work on Saturdays, Sundays and other holidays and has worked 240 days in each year, however was terminated without notice from July, 2017. It has been stated that though representations were made for re-engagement and though letter demanding justice dated 5<sup>th</sup></p>	

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	<p>September, 2017 was served on the respondents, however, no action has been taken. Aggrieved, this application has been filed.</p> <p>Mrs. Dutta, learned advocate for the applicant relying on the statements in the original application submits that appropriate order may be passed directing reinstatement.</p> <p>Mr. Das Sinha, learned advocate for the respondent submits that since it is evident from the application itself that the petitioner had worked approximately 15/16 days in a month and it has been stated that at times he did not work even and as it shows discontinuation of service, no order may be passed.</p> <p>Having heard Mrs. Dutta and Mr. Das Sinha, learned advocate for the parties and considering the facts and circumstances of the case, the original application is disposed of by granting liberty to the applicant to file a representation, annexing copies of documents in support of his stand, before the District Magistrate, Hooghly – Respondent no. 6(ii) within four weeks along with a copy of this order. If such representation is filed, same shall be disposed of by the said respondent within ten weeks</p>	

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Skg.	<p>after giving an opportunity of hearing and after verifying the records.</p> <p>(Subesh Kumar Das) Member(A).</p> <p>(Soumitra Pal) Chairman.</p>	