

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

The Hon'ble Justice Soumitra Pal (Chairman)  
& The Hon'ble Mr. Subesh Kumar Das (Administrative Member)

Case No –OA 114 OF 2017

**DR. TARUN KUMAR GHOSH** Vs The State of West Bengal & 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>11</p> <hr/> <p>31.07.2018</p>	<p>For the Applicant : Mr. S.N. Ray Mr. G. Halder Learned Advocate</p> <p>For the State Respondent: Mr. S. Ghosh Learned Advocate</p> <p>Though the matter has appeared under the heading “To Be Mentioned”, Mr. S.N. Ray, learned advocate submits that as the issue is covered by several judgements of the Tribunal and of the Hon'ble High Court, the matter may be disposed of at this stage. Mr. S. Ghosh, learned advocate for the State respondent in his usual fairness does not object if the matter being taken up for hearing.</p> <p>The applicant, employed as a Medical Officer in Chandannagar Sub-Divisional Hospital, Hooghly in the Department of G&amp;O, has filed the application praying for a direction upon the respondent authorities to dispose of his representation dated 24<sup>th</sup> October, 2016, praying for voluntary retirement at the age of 62 owing to ill health.</p> <p>Submission is as he fulfils all the criteria for</p>	

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	<p>voluntary retirement and as his health does not permit to continue beyond the age of 62, the representation has been filed.</p> <p>It is submitted that as the issue is covered by a number of judgements of the Tribunal as well as of the Hon'ble High Court, appropriate direction may be issued to the State authorities to consider his prayer for voluntary retirement contained in the representation dated 24<sup>th</sup> October, 2016.</p> <p>Mr. S. Ghosh, learned advocate appearing on behalf of the State authorities does not object if direction is issued on the appropriate respondent for consideration of the representation dated 24<sup>th</sup> October, 2016.</p> <p>Having heard the learned advocates for the parties and considering the facts and circumstances of the case, this original application is disposed of by granting liberty to the applicant to file a representation ventilating his grievances, enclosing copies of relevant documents before the Principal Secretary, Health and Family Welfare Department, Kolkata, respondent No. 1 within four weeks from the date of obtaining a copy of this order. If such representation is filed before the said respondent No. 1, the said respondent No. 1 shall dispose of the same by passing a reasoned order to be communicated to the</p>	

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SCN.	<p>applicant within a period of eight weeks after giving an opportunity of hearing and after verifying the records and after considering the judgements on this issue passed by the Tribunal, the Hon'ble High Court and the Hon'ble Supreme Court if relied on during hearing by the applicant. If such representation is filed beyond the stipulated period, the Principal Secretary, Health and Family Welfare Department, Kolkata, respondent No. 1 will not consider the same.</p> <p>(S.K. Das) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	