

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble JUSTICE RANJIT KUMAR BAG
& The Hon'ble DR. SUBESH KUMAR DAS**

Case No – OA 1537 OF 2009

Nirmal Kumar Mitra 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 style="text-align: center;">20</p> <hr/> <p>18.07.2018</p>	<p><i>For the Applicant : Mr. S.N. Roy, Learned Advocate.</i></p> <p><i>For the Respondent Nos. 2 &3 : Mr. A.L. Basu, Learned Advocate.</i></p> <p><i>For the Respondent No. 4 : Mr. G.P. Banerjee, Learned Advocate.</i></p> <p><i>For the Respondent Nos. 5-10 : Mrs. P. Saha, Learned Advocate.</i></p> <p><i>For the Respondent No. 12 : Mr. M.N. Roy, Learned Advocate.</i></p> <p style="text-align: center;"><i>Learned Counsel representing the respondent no. 4 has prayed for accommodation for filing reply. Mr. A.L. Basu, Learned Counsel representing the respondent nos. 2 & 3 submits that reply already filed by those respondents before initial disposal of the present application may be treated as their reply. Learned Counsel representing the private respondents submits that they have given reply on January 09, 2015, but, no rejoinder has been filed by the applicant till date. Learned Counsel representing the respondent no. 12 submits that he is not a necessary party in the original application and as such his name may be expunged. The applicant is at liberty to expunge the name</i></p>	

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of the respondent no. 12 by taking into consideration the observation made by the Bench which had set aside the judgment passed in connection with the present application.

In view of our above observation, the respondent Secretary to the Government of West Bengal, Department of Finance is at liberty to file reply within a period of 4 (four) weeks from this date before the registry after service of copy of the same on the applicant and the private respondents. Rejoinder, if any, may be filed by the applicant within a period of 2 (two) weeks from the date of receiving copy of the reply from the respondent no. 4.

Accordingly, list the matter under the heading “Hearing” on 14.11.2018.

**(S.K.DAS)
Member (A)**

**(R.K.BAG)
Member (J)**

H.S

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