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 301 of 2013.
SURAJIT MALAKAR – VS- 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

16 —————— 10.12.2018.	For the Applicant : Mr. A.K. Das Sinha, Advocate.
	
	For the State Respondent : None.
	
	         In this application the applicant, who had pursuant to competitive test was appointed as part-time Teacher of Government College of Engineering and Textile Technology, Serampore on 1st September, 2010 on a consolidated pay, has challenged the action of the respondent authorities in disengaging him and in not allowing him to take classes with effect from 1st August, 2012 as stated in the application. It is submitted by Mr. Das Sinha learned advocate for the applicant, that since two memorandums, both dated 29th December, 2010, superseding all previous Government Orders relating to part-time teachers, had directed the authorities to engage part-time teachers, till they attain sixty years of age, the action of the college authorities in disengaging the applicant is illegal.
	
	         Heard Mr. A.K. Das Sinha, learned advocate for the applicant. We find from the intimation dated 30th July/1st August, 2012 issued by the authorities that the applicant was not allowed to take classes since July, 2011.	

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	Be that as it may, though the two memorandums both dated 29th December, 2010 stipulate that a person engaged as part-time teacher as per prescribed norms as on 29th December, 2010 would continue till the age of sixty years and as the applicant was an existing part-time teacher on that date when the said two memorandums were issued, the action of the Principal /Officer-in-Charge of the Government College of Engineering and Textile Technology, Serampore, Hooghly – respondent no. 5 in disengaging the applicant was in violation of the said two memorandums and therefore the order of disengagement cannot be sustained and thus is set aside and quashed. The application is allowed. Accordingly, the Principal /Officer-in-charge of Engineering and Textile Technology, – the respondent no. 5 is directed to issue engagement letter to the applicant within four weeks from the date of receipt of this order. (Subesh Kumar Das) (Soumitra Pal) Member(A). Chairman.	
Skg.		

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