

**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 2020.

DR. SOUMIT DEY –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;">2</p> <hr/> <p>28.9.2020.</p>	<p>For the Applicant : Mr. S. Ghosh, Mr. M.N. Roy, Mr. A. Mitra, Advocates.</p> <p>For the State Respondent : Mr. G.P. Banerjee, Advocate.</p> <p>In this application Dr. Soumit Dey, the applicant, has prayed for certain reliefs, the relevant portion of which is as under :-</p> <p style="text-align: center;"><i>“ (a)...An order do issue directing the concerned respondent authorities to forthwith issue relieve order along with all admissible dues in favour of the applicant after accepting his resignation letter, so made by him on 20.07.2017 and subsequent reminder made on 28.07.2020 (Through Proper Channel) before The Secretary as well as The Director of Medical Education &amp; Ex-officio Secretary, Department of Health &amp; Family Welfare, Government of West Bengal within a stipulated time period.</i></p>	

**ORDER SHEET**

DR. SOUMIT DEY.

Form No.

.....

**Vs.**Case No. **OA 301 of 2020.**

THE STATE OF W.B. &amp; 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;"><i>(b) An order do issue directing the concerned respondent authorities to forthwith issue "Relieve Order" in favour of your applicant alongwith all admissible dues without causing any further delay, so as to enable your applicant to choose his profession accordingly...".</i></p> <p>It appears that the applicant who is currently working as administrator in the Department of Pathology, Nilratan Sarkar Medical College had submitted his resignation on 20<sup>th</sup> September, 2017 before the Director of Medical Education, Department of Health and Family Welfare, Government of West Bengal, the respondent no. 2. Thereafter the applicant by letter dated 28<sup>th</sup> July, 2020 had requested the said respondent no. 2 as well as the Secretary, Department of Health and Family Welfare , Government of West Bengal – the respondent no. 1 to issue release order pursuant to the submission of the resignation letter dated 20<sup>th</sup> September, 2017 with effect</p>	

**ORDER SHEET**

DR. SOUMIT DEY.

Form No.

.....

**Vs.**Case No. **OA 301 of 2020.**

THE STATE OF W.B. &amp; 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>from 1<sup>st</sup> November, 2017. It is submitted by Mr. S. Ghosh, learned advocate appearing on behalf of the applicant that after submission of letter of resignation, the applicant is not attending office from 1<sup>st</sup> November, 2017. Submission is as the resignation letter has been submitted with 14 point query, the respondent may be directed to accept the same.</p> <p>Mr. G.P. Banerjee, learned advocate appearing on behalf of the State respondents submits that, if directed, the State authorities will consider the letter of resignation in accordance with law.</p> <p>Having heard Mr. Banerjee and Mr. Ghosh, learned advocates of both parties and considering the facts and circumstances of the case, the application is disposed of by directing the Director of Medical Education, Department of Health and Family Welfare, Government of West Bengal, the respondent no. 2 to dispose of the letter of resignation dated 20<sup>th</sup> September, 2017 along with 14 point query as well as the reminder</p>	

**ORDER SHEET**

DR. SOUMIT DEY.

Form No.

.....

**Vs.**Case No. **OA 301 of 2020.**

THE STATE OF W.B. &amp; 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
Skg.	<p>dated 28th July, 2020, by passing a reasoned order to be communicated to the parties within twelve weeks from the date of communication of this order downloaded from the internet/website , after giving an opportunity of hearing and after verifying the records.</p> <p>Since for circumstances beyond control, the Registry is unable to furnish plain copies of this order to the learned advocates for the parties, the Registry is directed to upload this order on the website of the Tribunal forthwith and parties are directed to act on the copies of the order downloaded from the website.</p> <p>(Subesh Kumar Das) Member (A).</p> <p>(Soumitra Pal) Chairman.</p>	