

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

Hon'ble Justice Soumitra Pal, Hon'ble Chairman.
& Hon'ble Mr. P. Ramesh Kumar, Administrative Member.

Case No. OA 493 of 2015.

DR. AJIT KUMAR DE – 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 |
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| <p>13 20.9.2018.</p> | <p>For the Applicant : Mr. G.P. Banerjee, Advocate.</p> <p>For the State Respondent : None.</p> <p>In this application the applicant, a doctor at Malda Medical College and Hospital, has challenged the transfer order dated 8.9.2014 issued by the O.S.D. and Ex-officio Joint Secretary, Department of Health and Family Welfare - respondent no. 2 and the reasoned order dated 25.3.2015 passed by the Principal Secretary , Department of Health and Family Welfare – respondent no. 1 which was passed in compliance with the order dated 5th January, 2015 passed by this Tribunal in O.A. no. 1377 of 2014. Though directions were issued to file affidavits, no reply has been filed on behalf of the state.</p> <p>Mr. G.P. Banerjee, learned advocate appearing on behalf of the applicant submits that the order of transfer from Malda Medical College & Hospital, Malda to Islampur Sub-Divisional Hospital, Uttar Dinajpur is bad in law as it was against the existing transfer and posting policy of the Medical Officers.</p> <p>In our view, transfer is a part of one's service</p> | |

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| Sk. | <p>career. It appears that in the year 2008 the applicant was posted at Malda . The impugned order of transfer was issued on 8th September, 2014. Nothing has been shown that the transfer policy relied on behalf of the applicant has a statutory force. Therefore, the order of transfer is just and proper. Hence, the application fails and is dismissed.</p> <p>(P. Ramesh Kumar) Member (A)</p> <p>(Soumitra Pal) Chairman.</p> | |