

ORDER SHEET
West Bengal Administrative Tribunal

Present.-
The Hon'ble Justice Ranjit Kumar Bag
&
The Hon'ble Dr. Subesh Kumar Das

Case No. OA 500 of 2019

Shri Lakshman Ch Roy & Anr.

Versus

The State of West Bengal & Ors.

Serial No. and
date of order

Order of the Tribunal
with signature

Office action with date
and dated signature of
parties when necessary.

1

2

3

02
22/07/2019

For the Applicants : Mr. G.P. Banerjee,
Ld. Advocate.

For the State Respondent : N O N E.

Affidavit of Service filed on behalf of the applicant today is kept on record. The original application is admitted for hearing.

Mr. G.P. Banerjee, Learned Counsel for the applicants contends that the applicants were reverted from the post of Panchayat Clerk to the post of Panchayat Peon after lapse of almost 09 (nine) years, for which the applicants previously moved this Tribunal by filing OA-1056 of 2014. He further submits that the order of reversion issued by the District Magistrate, Burdwan on September 08, 2014 in the form of cancellation of promotion order was set aside by this Tribunal on January 07, 2019 in OA-1056 of 2014. It is contended on behalf of the applicants that on March 29, 2019, the respondent no. 2 has passed an order on March 29, 2019 by affirming the order of reversion of the applicants passed by the District Magistrate, Purba Bardhaman, which was set aside by this Tribunal. Mr. Banerjee submits that the operation of the impugned order under challenge may be stayed till the hearing of the present application.

ORDER SHEET – (Continuation)

Form No.

Shri Lakshman Ch Roy & Anr.
.....

Vs

The State of West Bengal & Others.
.....Case No. **OA 500 of 2019**

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Csm	<p>None appears on behalf of the state respondents inspite of service of notice as reflected from the affidavit of service filed on behalf of the applicants.</p> <p>Having heard Learned Counsel for the applicant and on consideration of the background of passing the impugned order under challenge in the present application, we are of the view that a prima-facie case is made out by the applicants for granting interim stay of operation of the impugned order under challenge in the present application. Accordingly, the order dated March 29, 2019 passed by the respondent no. 2 is stayed till the hearing of the original application.</p> <p>The respondents are at liberty to file reply within a period of 04 (four) weeks and rejoinder, if any, may be filed by the applicant within a period of 02 (two) weeks thereafter. List the matter under the heading ‘Reply/Rejoinder’ on September 24, 2019.</p> <p>S. K. DAS MEMBER(A)</p> <p>R. K. BAG MEMBER(J)</p>	