

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-****The Hon'ble Justice Soumitra Pal (Chairman)****& The Hon'ble Dr.Subesh Kumar Das (Administrative Member)****Case No. OA – 540 OF 2015****DR. FIROZ HOSSEN Vs. THE STATE OF WEST BENGAL**

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;"><u>09</u> 09.10.18</p>	<p>For the Applicant : Mrs.S.Mitra Advocate</p> <p>For the Respondent : None</p> <p>At the very outset it is submitted by Mrs.S.Mitra, learned advocate for the applicant that her client wants to press the issue of voluntary retirement. On a query she submits that her client does not want to press the issue of transfer as the applicant is not interested to join the transferred post. On a perusal of the order dated 15th July, 2015, we find that it has been recorded that <i>“Mrs.S.Mitra, appearing for the applicant submits that she doesn't like to press the prayer No. 10(b). The other reliefs sought for her are coming within the determination of Bench No.3. Accordingly, we release this matter from this Bench with liberty to the petitioner to mention the matter before the 3rd Bench only for relief No. 10 (a), (c) & (d). The petitioner is at liberty also to file fresh application in the appropriate Bench for relief of 10 (b)”</i>.</p> <p>The relevant reliefs sought for in this application are as under:-</p> <p><i>“(a) An order directing the respondents, their agents, subordinates and successors to rescind, cancel and/or</i></p>	

ORDER SHEET**DR FIROZ HOSSEN**

Form No.

Vs.**THE STATE OF WEST BENGAL & ORS.**Case No. **OA - 540 OF 2015**

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BLR	<p><i>withdraw the purported decision communicated by the respondent concerned under memo dated 20.05.2015 forthwith.</i></p> <p>(b) <i>An order directing the respondents, their agents, subordinates and successors to pass an order of voluntary retirement the applicant and release and disburse the all service benefits forthwith;</i></p> <p>(c) <i>An order directing the respondents, their agents, subordinates and successors to produce all records and proceedings so that conscionable justice may be administered by granting the relief for hereinabove” .</i></p> <p>It is apparent that the applicant has given up his prayer for voluntary retirement that is prayer 10 (b). Therefore, at this belated stage, this issue cannot raised. Therefore the submission for adjudicating the prayer for voluntary retirement cannot be accepted and is refused. So far other prayers in the application are concerned, let the matter appear on 20th November, 2018 under the heading “For Order”.</p> <p style="text-align: center;">(S.K.DAS) MEMBER(A)</p> <p style="text-align: center;">(SOUMITRA PAL) CHAIRMAN</p>	