

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

Hon'ble Justice Soumitra Pal,
Hon'ble Mr. P. Ramesh Kumar,

Hon'ble Chairman &
Administrative Member.

Case No. OA 667 of 2019.

SHAILENDRA KUMAR TEWARI – VERSUS- THE STATE OF W.B. & OTHERS.

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>2 19.9.2019.</p>	<p>For the Applicant : Mr. A. Banerjee, Mr. J. Dey, Advocates.</p> <p>For the State Respondent : Mr. S.N. Ray, Advocate.</p> <p>Let affidavit of service filed today be kept on record.</p> <p>In this application the applicant, who is rendering service as Child Development Project Officer, has prayed for certain reliefs, the relevant portion of which is as under :-</p> <p><i>“(a).....Direction upon the respondent authorities to recall the memo of transfer to North Bengal and consider the case of the applicant sympathetically.</i></p> <p><i>(b) Direction upon the respondent authority to release his salary of the applicant payable to him forthwith...”.</i></p> <p>It is submitted by Mr. A. Banerjee, learned advocate appearing on behalf of the applicant that since on 3rd November, 2009 the applicant was transferred from Raniganj to Cooch Behar and thereafter in 2017 he was again transferred from Salanpur to Dakshin Dinajpur</p>	

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	<p>which he had accepted and as by order dated 8th March, 2019 he has again been transferred from Jhargram to Darjeeling, the said order of transfer may be set aside. Relying on the Government order, appearing at page 30 of the original application, it is submitted that as he has already served more than three years in North Bengal, appropriate order may be passed transferring him to his home district. Since representations have been filed as, evident from pages 27 to 29 of the application, appropriate order may be passed directing the authority to consider the said representation.</p> <p>Mr. S.N. Ray, learned advocate for the State respondent submits that the order of transfer is in accordance with law.</p> <p>Having heard the learned advocates for the parties and considering the facts and circumstances of the case, the original application is disposed of by directing the Additional Secretary, Women and Child Development, Government of West Bengal, - the respondent no. 2, to dispose of the representation, appearing at page 27 of the original application, by passing a reasoned order to be communicated to the parties within eight weeks from the date of joining the</p>	

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Skg.	<p>transferred post by the applicant, after giving an opportunity of hearing and after verifying the records. The respondent no. 2 shall also consider the issue regarding payment of salary to the applicant, which we have been informed has been withheld since April, 2019.</p> <p>(P. Ramesh Kumar) Member (A).</p> <p>(Soumitra Pal) Chairman.</p>	