

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Present-**

**The Hon'ble JUSTICE RANJIT KUMAR BAG  
& The Hon'ble DR. SUBESH KUMAR DAS**

**Case No – OA 699 OF 2019**

*Smt. Sharmistha Dutta Roy Vs The State of West Bengal & Ors.*

| Serial No. and Date of order.<br>1 | Order of the Tribunal with signature<br>2   | Office action with date and dated signature of parties when necessary<br>3 |
|------------------------------------|---|--|
| 02<br><hr/> 30.09.2019             | <p><i>For the Applicant : Mr. M.S. Chattopadhyay,<br/>Learned Advocate.</i></p> <p><i>For the State Respondents : Mr. S. Bhattacharyya,<br/>Departmental Representative.</i></p> <p style="text-align: center;"><i>Supplementary application filed on behalf of the applicant today is kept on record.</i></p> <p><i>The applicant has been working as S.R.O-II and Block Land &amp; Land Reforms Officer, Jhargram. She initially prayed for Casual Leave on Medical Ground for 22 days w.e.f. May 28, 2019, but did not join in the office after expiry the period of 22 days w.e.f. May 28, 2019. The applicant joined in the office on August 20, 2019. She was not granted salary for the month of June, July and August 2019. The entire fact was brought to the notice of the respondent no. 2 by the respondent no. 3 by writing a letter under Memo dated September 09, 2019. The issue for grant of leave to the applicant and consequent release of salary is pending before respondent no. 2, Director of Land Records &amp; Surveys and Joint Land Reforms Commissioner, West Bengal.</i></p> <p><i>Having heard Learned Counsel for the applicant and the departmental representative of the respondents, we are of the view that the respondent no. 2 should</i></p> |  |

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Smt. Sharmistha Dutta Roy

Form No.

.....

**Vs.**

**The State of West Bengal & Ors.**

Case No. **OA 699 OF 2019**

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*consider the prayer of the applicant for regularisation of her absence during the period from May 28, 2019 to August 19, 2019 by grant of leave of any kind to the credit of the applicant and if no leave is available in the credit of the applicant, by grant of extra ordinary leave without pay and take necessary follow up action for release of salary for the period to which the applicant is entitled.*

*In view of our above findings, the respondent no. 2, Director of Land Records & Surveys and Joint Land Reforms Commissioner, West Bengal is directed to consider the prayer of the applicant for regularisation of her absence during the period from May 28, 2019 to August 19, 2019 by grant of leave as observed by us within a period of eight weeks from the date of communication of this order and to take necessary follow up action for release of salary in favour of the applicant to which she is entitled within a period of four weeks thereafter.*

*With the above direction the original application is disposed of.*

*Let a plain copy of the order be supplied to both parties.*

H.S

( S.K.DAS)  
Member ( A)

( R.K.BAG)  
Member (J)