

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

Hon'ble Justice Soumitra Pal, Hon'ble Chairman.  
& Hon'ble Dr. Subesh Kumar Das, Administrative Member.

Case No. OA 832 of 2017.

**DR. NANDADULAL BISWAS – 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
<p style="text-align: center;">6</p> <hr/> <p>11.9.2018.</p>	<p>For the Applicant : Mr. A. Hati, Advocate.</p> <p>For the State Respondent : Mr. S. Ghosh, Advocate.</p> <p style="text-align: center;">Affidavit of service filed today be kept on record.</p> <p style="text-align: center;">In this application, the applicant, a Medical Officer in Murshidabad Medical College and Hospital, has prayed for a direction upon the respondents, particularly on the Principal Secretary, Health and Family Welfare Department, Kolkata, now designated as Additional Chief Secretary , Health and Family Welfare Department, Kolkata, to grant voluntary retirement after considering the representations dated 2<sup>ND</sup> June, 2017, 1<sup>st</sup> July, 2017, 1<sup>st</sup> August, 2017 and 2<sup>nd</sup> August, 2017.</p> <p style="text-align: center;">Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14<sup>th</sup> May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 146 of 2017 in the case of the applicant submits that since there is no order of stay by the High Court, appropriate order may be passed directing the Respondent to consider his representations.</p>	

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Skg.	<p>Mr. S. Ghosh, learned advocate for the State submits that though there is no order of stay, similar issues are pending in the High Court.</p> <p>Having heard the learned advocate for the parties and considering the facts and circumstances of this case, this original application is disposed of by directing the Additional Chief Secretary, Health and Family Welfare Department , Kolkata – Respondent no. 1 to dispose of the representations dated 2<sup>ND</sup> June, 2017, 1<sup>st</sup> July, 2017, 1<sup>st</sup> August, 2017 and 2<sup>nd</sup> August, 2017 and the statutory application appearing at page 27 of this application by passing a reasoned order to be communicated to the parties within ten weeks from the date of presentation of a copy of this order after giving an opportunity of hearing and after verifying the records and after considering the judgements, if relied on, by the applicant.</p> <p>(Subesh Kumar Das) Member(A).</p>	<p>(Soumitra Pal) Chairman.</p>

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