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 833 of 2017. DR. TRILOKENDU DAS - VS- THE STATE OF W.B. & ORS.

Date of order. 1 6 11.9.2018. For the Applicant : Mr. A. Hati, Advocate. For the State Respondent: Mr. S. Ghosh, Advocate. Affidavit of service filed today be kept on record. 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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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.	Carriel Nie, and	DR. TRILOKENDU DAS – VS- THE STATE OF W.B. & ORS.	Office action with date
for the Applicant : Mr. A. Hati, Advocate. For the State Respondent: Mr. S. Ghosh, Advocate. Affidavit of service filed today be kept on record. 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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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	Serial No. and	Order of the Tribunal with signature	
For the Applicant : Mr. A. Hati, Advocate. For the State Respondent: Mr. S. Ghosh, Advocate. Affidavit of service filed today be kept on record. 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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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	_	2	
To the Applicant 1 Mr. A. Hati, Advocate. For the State Respondent: Mr. S. Ghosh, Advocate. Affidavit of service filed today be kept on record. 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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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	1		3
To the Applicant 1 Mr. A. Hati, Advocate. For the State Respondent: Mr. S. Ghosh, Advocate. Affidavit of service filed today be kept on record. 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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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	6		
For the State Respondent: Mr. S. Ghosh, Advocate. Affidavit of service filed today be kept on record. 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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		• •	
Affidavit of service filed today be kept on record. 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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		Auvocate.	
Affidavit of service filed today be kept on record. 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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		For the State Respondent : Mr. S. Ghosh.	
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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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			
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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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			
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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		Affidavit of service filed today be kept on	
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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		record.	
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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		In this application, the applicant a Modical	
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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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			
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 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		Officer in Murshidabad Medical College and Hospital, has	
Department, Kolkata, now designated as Additional Chief Secretary , Health and Family Welfare Department, Kolkata, to grant voluntary retirement after considering the representations dated 2 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		prayed for a direction upon the respondents, particularly	
Secretary , Health and Family Welfare Department, Kolkata, to grant voluntary retirement after considering the representations dated 2 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		on the Principal Secretary, Health and Family Welfare	
Kolkata, to grant voluntary retirement after considering the representations dated 2 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		Department, Kolkata, now designated as Additional Chief	
the representations dated 2 ND June, 2017, 1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		Secretary , Health and Family Welfare Department,	
1 st August, 2017 and 2 nd August, 2017. Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		Kolkata, to grant voluntary retirement after considering	
Mr. A. Hati, learned advocate appearing on behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		the representations dated 2 ND June, 2017, 1 st July, 2017,	
behalf of the applicant relying on the order dated 14 th May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		1 st August, 2017 and 2 nd August, 2017.	
May, 2018 passed by the Hon'ble High Court in W.P.S.T. No. 148 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		Mr. A. Hati, learned advocate appearing on	
No. 148 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		behalf of the applicant relying on the order dated 14 th	
since there is no order of stay by the High Court, appropriate order may be passed directing the		May, 2018 passed by the Hon'ble High Court in W.P.S.T.	
appropriate order may be passed directing the		No. 148 of 2017 in the case of the applicant submits that	
		since there is no order of stay by the High Court,	
Respondent to consider his representations.		appropriate order may be passed directing the	
		Respondent to consider his representations.	

ORDER SHEET

	Vs.
Form No.	DR. TRILOKENDU DAS.

Case No. **OA 833 of 2017.**

THE STATE OF W.B. & ORS.

Serial No. and	Order of the Tribunal with signature	Office action with date
Date of order.	2	and dated signature of parties when necessary
1		3
	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.	
	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 ND June, 2017,	
	1 st July, 2017, 1 st August, 2017 and 2 nd August, 2017 and	
	the statutory application appearing at page 30 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.	
	(Subesh Kumar Das) (Soumitra Pal)	
	Member(A). Chairman.	
Skg.		

ORDER SHEET

	DR. TRILOKENDU DAS.
rm No	
	Vs.
Case No. OA 833 of 2017.	THE STATE OF W.B. & ORS.

Serial No. and	Order of the Tribunal with signature	Office action with date
Date of order.	2	and dated signature of parties when necessa
1		3