

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

The Hon'ble Mrs. Urmita Datta (Sen), Member (J)

The Hon'ble P. Ramesh Kumar, Member (A).

OA-939 of 2019

Dr. Chandan Chatterjee Vs. **The State of West Bengal & 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;"><u>02</u> 09.12.2019</p>	<p>For the petitioner : Mr. M.N. Roy, Mr. S. Ghosh, Mr. G. Halder, Mr. A. Mitra, Learned Advocates.</p> <p>For the respondent : None.,</p> <p style="text-align: center;">The instant application has been filed challenging the impugned order dated 25.11.2019 whereby the prayer of the applicant for E.O.L. or resignation has been rejected and the applicant was directed to resume his duties immediately in default, departmental proceeding would be taken up against him.</p> <p style="text-align: center;">As per the applicant, he is still working as probationer, therefore, there is no scope of initiation of departmental proceeding as he had prayed for E.O.L. for higher studies or otherwise his resignation may be accepted.</p> <p style="text-align: center;">The counsel for the applicant has filed affidavit of service, however, none appeared for</p>	

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<p style="text-align: center;">02 09.12.2019</p> <p style="text-align: center;">SC</p>	<p>the respondents.</p> <p>During the course of hearing, the counsel for the applicant has prayed for stay of the order dated 25.11.2019 on the ground that as per the rules, no departmental proceeding can be initiated against the probationer.</p> <p>Heard the counsel for the applicant. As the balance of convenience is in his favour, the respondents are directed to maintain status quo as on today till the next date of hearing and to make proper submission on the next date. Let the matter be listed for further hearing on 23.12.2019.</p> <p>Plain copy.</p> <p style="text-align: center;">P. RAMESH KUMAR MEMBER (A)</p> <p style="text-align: center;">URMITA DATTA (SEN) MEMBER (J)</p>	

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