

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

The Hon'ble Justice Soumitra Pal (Chairman)
& The Hon'ble Mr. Subesh Kumar Das (Administrative Member)

Case No –OA 918 OF 2018

DR. ABHIJIT MISRA 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>1</p> <hr/> <p>04.02.2019</p>	<p>For the Applicant : Mr. S. Ghosh, Advocate</p> <p>For Respondents : None</p> <p>Let affidavit of service filed be kept on record. Despite service of notice, none appears on behalf of the respondents.</p> <p>In this application, the applicant, - a Medical Officer in the West Bengal Medical Education Services cadre under the Department of Health and Family Welfare, Government of West Bengal, who had joined on 22nd January, 2011, whose services have not been regularised, now posted as Assistant Professor (Paediatric Medicine), at Malda Medical College,- has prayed for a direction upon the respondents to grant voluntary retirement after considering the representation dated 25th September, 2018 furnished before the Additional Chief Secretary, Department of Health & Family Welfare, Government of West Bengal, the respondent no.1. It is submitted by Mr. S. Ghosh, learned advocate on behalf of the applicant, that since the issue is covered by the</p>	

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SCN.	<p>judgement passed in Original Application No. 346 of 2015 - Dr. Ashok Kumar Maiti and Others vs. The State of West Bengal and Ors.,- appropriate order may be passed.</p> <p>Having heard Mr. Ghosh and considering the facts and circumstances of the case, this application is disposed of by directing the Additional Chief Secretary, Department of Health and Family Welfare, Government of West Bengal – the respondent No.1, to dispose of the representation dated 25th September, 2018 praying for voluntary retirement, being Annexure “C” to this application, by passing a reasoned order to be communicated to the parties within twelve weeks from the date of presentation of a copy of this order after giving an opportunity of hearing, after verifying the records and after taking into consideration the rules, judgement passed on 3rd January, 2017 in O.A. 346 of 2015 as well as the judgement passed in WPST 26 of 2015 (State of West Bengal & Ors. –Vs- Dr. Sraban Kumar Ghosh) as well as the order passed by the Supreme Court. No order as to cost.</p> <p>(S.K. Das) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	