

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-****The Hon'ble Smt. Urmita Datta (Sen), Member (J)****& The Hon'ble P. Ramesh Kumar, Member (A)****Case No OA-248 of 2018****Debi Prasad Misra –Vs- The State of West Bengal & Others.**

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> 04.07.2018</p>	<p><i>For the Applicant : Mr. Timir Baran Saha, Learned Advocate.</i></p> <p><i>For the Respondents : Mr. B.K. Roy, Learned Advocate.</i></p> <p><i>For A.G., West Bengal : Mr. A. Dutta, Ms. R. Sarkar, (Departmental Representatives)</i></p> <p><i>Affidavit of service filed be kept with the record.</i></p> <p><i>The instant application has filed praying for direction to the respondent authority to allow the applicant to join his duty by withdrawing his suspension order and pay arrear salary and current salary respectively. The counsel for the respondent has raised a preliminary objection on the point being premature as the application made representation on 07.03.2018 only and has approached this Tribunal on 10.04.2018. During the course of the hearing, the counsel for the applicant has submitted though till date no disciplinary proceeding has been initiated and he has filed representation before the authority, but, till date he has not received any response from the authority. However, he has further submitted that he wants to withdraw this application at this stage with liberty to approach this</i></p>	

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A.K.P.	<p><i>Tribunal if aggrieved with the decision of the respondents. The counsel for the respondents has no objection to that proposal.</i></p> <p><i>Accordingly, the OA is disposed of as withdrawn with liberty to the applicant to approach the Tribunal, if so advised.</i></p> <p><i>Plain copy.</i></p> <p>P. RAMESH KUMAR MEMBER (A)</p> <p>URMITA DATTA (SEN) MEMBER (J)</p>	