

ORDER SHEET
WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

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

Case No -OA-293 of 2020.

Smt. Gouri Dey. -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
<u>3</u> 16.10.2020.	<p>For the Applicant : Mr. G. P. Banerjee, Mr. J. Dey, Advocates.</p> <p>For the State Respondents : Mr. S. N. Ray, Advocate.</p> <p>Since despite service of notice none appears on behalf of the state respondents, Mr. S. Ghosh, learned advocate, who normally appears on behalf of the State respondents, is requested to appear in the matter. Let a copy of the Original Application be served by Mr. G. P. Banerjee, learned advocate for the applicant which is served and accepted.</p> <p>In this application, Gouri Dey, the applicant, Health Assistant (Female) has prayed for certain reliefs, the relevant portion of which is as under :-</p> <p style="padding-left: 40px;"><i>“a) An order to issue commending the respondent particularly the respondent no-2 to withdrawn/cancel the impugned order of transfer issued in favour of the applicant by in a whats app group.</i></p> <p style="padding-left: 40px;"><i>b) Direction be given to the concerned authority to consider the</i></p>	

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	<p><i>representation of the applicant forthwith and Passed any effective order regarding this issued where the applicant is the very much entitled.".</i></p> <p>The applicant has challenged the order of transfer contained in the memo dated 21st July, 2020 transferring the applicant from Gandhi Colony SC No-37, Canning-1 Block, South 24 Parganas to Kripakhali SC No-42, Canning-1, South 24 Parganas. Submission is though representations have been filed on 3rd August, 2020 and 17th August, 2020, those have not been considered. Aggrieved the application has been filed.</p> <p>On a query, we learn that Anjana Majumder the other Health Assistant, (Female) whose name appears in memo dated 21st July, 2020 has been transferred from Kripakhali SC No-42, Canning-1, South 24 Parganas to Gandhi Colony SC No-37, Canning-1 Block, South 24 Parganas, has assumed charge.</p> <p>Mr. Ghosh, learned advocate submits that, if directed, the respondent authorities will consider the representation in accordance with law.</p>	

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S.M.	<p>Having heard the learned advocates for the parties and considering the facts and circumstances of the case, the application is disposed of by directing the Director of Health Services, Government of West Bengal, Kolkata, -the respondent no. 2, to dispose of the representations dated 3rd August, 2020 and 17th August, 2020 by passing a reasoned order to be communicated to the applicant within ten weeks from the date of presentation of a copy of this order downloaded from the internet/ website, after giving an opportunity of hearing, after verifying the records including the records, if any, with relating to transfer of Anjana Majumder. We make it clear that we have not gone into the merit of the transfer order dated 21st July, 2020 appearing at page-26 of the application.</p> <p>(DR. SUBESH KUMAR DAS) MEMBER (A)</p> <p>(SOUMITRA PAL) CHAIRMAN</p>	