

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

**The Hon'ble Justice Soumitra Pal
& The Hon'ble P. Ramesh Kumar.**

Case No –OA-64 of 2018.

Subhas Chandra Naskar. –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>For the Applicant : Mr. Debabrata Sardar, Mr. Shyamal Kumar Sikdar, Learned Advocates.</p> <p>For the State Respondents : Mr. Goutam Pathak Banerjee, Learned Advocate.</p> <p>This matter which was scheduled to appear in the list on 02nd July, 2018 under the heading “Admission Hearing” has appeared today under the same heading.</p> <p>In this application, the applicant, a ‘Leader’ in the Fire Station under South 24 Parganas Division, has challenged order of transfer dated 08.08.2017 transferring him from Kakdwip Fire Station to KLC Fire Station and the release order dated 21.10.2017 and has also prayed for direction upon the respondents to retain his services /duty at Kakdwip Fire Station till the disposal of the instant application.</p> <p>During hearing Mr. Debabrata Sardar, Learned Advocate for the applicant submits on instruction from his client, who is present in the Court, that since he has joined the post to which he has been transferred, he is</p>	

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	<p>not pressing his challenge to the order of transfer dated 08.08.2017 and release order dated 21.10.2017. He submits that the representation dated 09.01.2018 may be directed to be considered by the authorities.</p> <p>Mr. Goutam Pathak Banerjee, Learned Advocate for all the respondents submits that since the applicant is withdrawing his challenge to the order of transfer and the subsequent release order, the prayer for consideration/ representation dated 09.01.2018 filed by the applicant may be directed to be considered in accordance with law.</p> <p>Having heard Learned Advocates for the parties and considering the facts and circumstances of the case, the Original Application is disposed of by directing the Divisional Fire Officer, South 24 Parganas Division, Kolkata i.e. the respondent no.-3 to dispose of the representation dated 09.01.2018 by passing a reasoned order to be communicated by the parties within eight weeks from the date of presentation of a copy of the certified copy of this order along with a copy of the application after giving an opportunity of</p>	

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Sourav	<p>hearing and after verifying the records. The reasoned order shall be communicated to the applicant within two weeks from the date of passing the order.</p> <p>It is made clear that we have not gone into the merits of the matter and all points are left open to be dealt with by Divisional Fire Officer, South 24 Parganas Division, Kolkata i.e. the respondent no.-3.</p> <p>Since this application is disposed of at this stage of admission without calling upon the respondents to file reply, the allegations made therein are deemed not to have been admitted by them.</p> <p>Let an urgent photostat certified copy of this order, if applied for, be furnished to the Learned Advocates for the parties on priority basis.</p> <p>(P. RAMESH KUMAR) MEMBER (A)</p> <p>(SOUMITRA PAL) CHAIRMAN</p>	