

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

**The Hon'ble Justice Soumitra Pal,  
& The Hon'ble Dr. Subesh Kumar Das.**

**Case No –OA-648 of 2017.**

**Jaydeep Das. –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>9</u> 14.12.2018</p>	<p><b>For the Applicant : Mr. Swapan Kumar Nandi, Advocate.</b></p> <p><b>For the Respondents : Mr. Goutam Pathak Banerjee, Mr. Biswa Priya Ray, Advocates.</b></p> <p>In this application the applicant who belonged to the Counter Insurgency Force, West Bengal and who had submitted his resignation on 11<sup>th</sup> January, 2016 with a request to the authorities to give effect retrospectively from 6<sup>th</sup> January, 2016, has challenged the order dated 22<sup>nd</sup> January, 2016 issued by the Superintendent of Police (Admin.), Counter Insurgency Force, West Bengal – respondent no.-4 whereby his resignation letter was accepted. Challenge has also been made to the order dated 11<sup>th</sup> February, 2016 issued by the State directing deposit of the excess amount drawn. Mr. Swapan Kumar Nandi, learned advocate for the applicant submits that appropriate order may be passed as prayed for in this application.</p> <p>Mr. Goutam Pathak Banerjee, learned advocate for the State submits that since the application had voluntarily tendered his resignation as evident from the letter dated 16<sup>th</sup> July, 2016, no order may be</p>	

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Form No.

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Sourav	<p>passed.</p> <p>Heard the learned advocates for the parties. Since we find that the applicant on 11<sup>th</sup> January, 2016 had submitted his letter of resignation before the Superintendent of Police (Admin.), Counter Insurgency Force, West Bengal - the respondent no.-4 requesting him to give effect retrospectively from 6<sup>th</sup> January, 2016 wherein the reasons for resignation have been given and as on a reading of the letter dated 16<sup>th</sup> July, 2016 requesting the authority to reinstate him reveals that the letter of resignation was just, no order can be passed on this application. Therefore, the application is dismissed.</p> <p>(DR. SUBESH KUMAR DAS) MEMBER (A)</p> <p>(SOUMITRA PAL) CHAIRMAN</p>	