

**ORDER SHEET****WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-****The Hon'ble Justice Soumitra Pal (Chairman)****Case No – O.A. 981 of 2019****SMT. SUMITA PAL 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 style="text-align: center;">2</p> <hr/> <p>22.01.2020</p>	<p>For the Applicant : Mrs. S. Agarwal, Advocate</p> <p>For the State Respondent: Mr. M.N. Ray, Advocate</p> <p>The matter is taken up pursuant to the notification nos. 87-WBAT/1E-08/2003 (Pt.-II) and 88-WBAT/1E-08/2003 both dated 21<sup>st</sup> January, 2020.</p> <p>Affidavit of service filed be kept on record.</p> <p>Since in spite of service of notice, none appears on behalf of the State respondents, Mr. M. N. Ray, learned advocate, who normally appears on behalf of the State respondents, is requested to appear in this matter. The Legal Remembrancer, West Bengal is directed to regularise his appointment. Let a copy of the Original Application be served on Mr. Ray, which is served and accepted.</p> <p>In this application, the applicant who had joined as Supervisor, Saltora ICDS Project, in the district of Bankura under the Department of Social Welfare, Government of West Bengal on 24<sup>th</sup> January, 2003, - has prayed for certain reliefs, the relevant portion of which is as under :</p>	

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	<p>“(a) A mandatory order directing the respondents to transfer the applicant from her present place of posting to Kancharapara or Halisahar ICDS project in North 24 Parganas taking into consideration that the applicant being a physically challenged person to the extent of 60 per cent and has to stay alone at per present place of posting at Saltora, District Bankura where the question of security of the applicant is involved.”</p> <p>The applicant, a physically (orthopaedically) handicapped person with 60% disability, has made representations before the respondent authorities praying for transfer.</p> <p>It is submitted by Mrs. S. Agarwal, learned advocate for the applicant that as the applicant is a 60% physically handicapped person, the respondent authorities may be directed to consider the representations which have been annexed to the application.</p> <p>Mr. Ray submits that, if directed, the respondent authorities will consider the representations in accordance with law.</p> <p>In view of the submissions made by Mrs. Agarwal and Mr. Ray, the Original Application is</p>	

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SCN.	<p>disposed of by granting liberty to the applicant to file representation ventilating her grievances, annexing copies of the relevant documents, before the Director of Social Welfare, Kolkata, the respondent no.2, within four weeks from the date of receiving the certified copy of this order and if such representation is filed, the said respondent no.2 shall dispose of the same by passing a reasoned order to be communicated to the parties within ten weeks after giving an opportunity of hearing and after verifying the records.</p> <p style="text-align: center;">(Soumitra Pal) CHAIRMAN</p>	