

ORDER SHEET
WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER

Case No. – OA – 104 of 2025

Sanjib Das - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

02
26.06.2025

For the Applicant : Mr. S. Bhattacharjee,
Mrs. S. Sarkar,
Learned Advocates.

For the State : Mr. S.N. Ray,
Respondents Learned Advocate.

For the Respondent No. Mr. M.N. Roy,
3, 4 & 5 Mr. G. Halder,
Learned Advocates.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5 (6) of the Administrative Tribunals Act, 1985.

The applicant has prayed for a direction to the respondent authorities to reinstate him in the original post of Casual Group-C (Driver).

From the submissions of the learned counsels and records, it has become clear that the applicant served on a casual basis from 2015 to 2024 as a Driver. No documents substantiating his engagement to this post has been presented except, the pay slips. The alleged termination was verbal. Therefore, no documents to show any written order terminating his services. Copy of the detailed representation furnished by the applicant before the

Form No.

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respondent authority is seen in this application. Mr. Ray, learned counsel has submitted that the applicant was not terminated from his service by the respondent authorities. It was rather the applicant who himself remained absent from attending to his duties since 31.07.2024. As a result, The respondents were not in a position to disburse his Puja Bonus also.

From the above submissions, it has become clear to this Tribunal that a direction is necessary to both the applicant and the respondent authorities. Therefore, the applicant is directed to present a fresh representation within two weeks before the Respondent No. 8, Forest Range Officer giving reasons for his absence and praying for allowing to rejoin his duties. The Respondent No. 8 is also directed to consider such representation praying for resumption of his duties and take a decision within six weeks after receipt of fresh representation considering the submissions of Mr. Ray that he was not terminated. If in his opinion, the applicant fulfils all the eligible criterias for being a responsible employee, then he may consider resumption of services and arrears, if any admissible, be paid.

The application is disposed of.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)