

**ORDER SHEET**  
**WEST BENGAL ADMINISTRATIVE TRIBUNAL**  
Bikash Bhavan, Salt Lake, Kolkata – 700 091.

**Present-**                      **The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)**  
**Case No. – OA 205 of 2024**

**Sabita Mondal -- VERSUS – The State of West Bengal & Ors.**

Serial No. and Date of order	For the Applicant	: Mr. Soumik Dey, Ld. Advocate
<u>05</u> 21.04.2025	For the State Respondent Nos. 1,4,5,6 & 7	: Ms. R. Sarkar, Mr. S. Debray, Mr. R. Bag, Depttl. Reps.
	For the Respondent Nos. 2 & 3	: Mr. G.P. Banerjee, Ld. Advocate.

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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

In the first round litigation in OA 548 of 2022, the Tribunal had directed the respondent authorities to consider the representation of the applicant praying for condonation of shortfall of service by two months and thirteen days. In compliance to such direction, the Administrative Department referred the matter to the Finance Department which regretted the prayer for condonation. The Tribunal after hearing the submissions and perusing the wordings of the memo 119 dated 18.01.2024, advises the learned Departmental Representatives to confirm from their records the exact reasons by which the Finance Department has regretted the same.

The prayer in this application is for setting aside the impugned order dated 18.01.2024 issued by the Additional Secretary, Land and Land Reforms and Refugee Relief and Rehabilitation Department. In compliance to a direction of this Tribunal in OA 548 of 2022, the Department had taken a decision regretting the prayer of the applicant for condonation of shortfall in service by 2 months and 13 days. The Tribunal by its order dated 11.09.2024 had directed the Department to clarify the specific reasons by which the Finance Department had regretted the prayer for such condonation. A copy of Memo 647 dated 05.03.2025 has been presented by the Department. In this Memo, the Department has given the reasons based on DCRB Rules, 1971 regretting why such prayer for condonation cannot be accepted. The Tribunal is satisfied that the respondent authority has cited the relevant

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Rules and has taken a decision regretting the prayer of the applicant for condonation of the shortfall in service. It has been also made clear that the Department took this decision based on the views expressed by the Finance Department.

This application is disposed of without passing any order.

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**

HS/SS