

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member (J) acting as Officiating Chairperson.

Case No. – OA-689 of 2022

Dr. Sabyasachi Roy VERSUS – The State of West Bengal & Ors..

Serial No. and Date of order For the Applicant : Mr. P. Ghosh,
Learned Advocate.

03
21.11.2022 For the State Respondents : Mr. G.P. Banerjee,
Learned Advocate.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 536-WBAT/2J-15/2016 dated 26th August, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

During the course of hearing the counsel for the applicant has submitted that as his main grievance with regard to the issuance of Charge Sheet dated 25.07.2022 and subsequently an Enquiry Officer has been appointed and the next date of hearing has also been fixed, therefore, the applicant wants to withdraw this application with liberty to approach before the Disciplinary Authority with a detailed representation and in that event the Disciplinary Authority may be directed to dispose of his representation within a period of time and till date the Enquiry Authority be directed not to proceed till the disposal of the said representation.

The counsel for the respondent has no objection for such consideration of representation if it would be filed by the applicant. However, it has been further submitted that till date of

Dr. Sabyasachi Roy
Vs.

The State of West Bengal & Ors

disposal the Enquiry Authority would not proceed with the enquiry.

In view of the above, the OA is dismissed as withdrawn with liberty to approach before the Disciplinary Authority within seven days from today and if the applicant would made any representation before the authority within that period, the Disciplinary authority is directed to consider the representation of the applicant and communicate his decision by way of reasoned and speaking order within a period of six weeks from the date of receipt of such representation and the Enquiry Authority should not proceed till the disposal of such representation.

Accordingly, OA is disposed of.

URMITA DATTA (SEN)
MEMBER (J) & OFFICIATING CHAIRPERSON

sc