

ORDER SHEET

Form No.

Anindya Guha

Vs.

The State of West Bengal & Ors.

. Case No. OA- 480 of 2019

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;">02 31.07.2019</p> <p>Page /2</p>	<p>Bhattacharjee, U.D.C. , one separate criminal case has been registered in relation to the FIR filed by the said lady on 29.04.2015 which is still pending.</p> <p style="text-align: center;">As per the counsel for the respondent that the applicant has rightly put under suspension as he has been inflicted in one criminal case. Further, the Internal Complaint Committee and as per Sexual Harassment of Women in Workplace (Prevention, Prohibition and Redressal) Act, 2013 and in contemplation to disciplinary proceedings, he has been put under suspension under Rule 7 (1) of WBS (CCA) Rules, 1971.</p> <p style="text-align: center;">Heard the parties and perused the records.</p> <p>It is noted that one complaint was made against the applicant by Smt. Soma Bhattacharjee and on the basis of which one criminal case has been instituted on 29.04.2015 and in the meantime, the Internal Complaint Committee after preliminary enquiry had recommended for taking disciplinary action against the applicant. In pursuance to that, the applicant was put under suspension.</p>	

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<p>02 29.07.2019</p> <p>sc</p>	<p>In view of the above, we are of the considered view that the respondents had rightly put the applicant under suspension as there is clear provision under Rule 7 (1) of WBS (CCA) Rules, 1971 and as the applicant would got enough opportunity to defend his case during the disciplinary proceeding. Therefore, we do not find any reason to interfere with the decision of the respondents at this stage. Accordingly, OA is dismissed being devoid of merit.</p> <p>P. RAMESH KUMAR MEMBER (A)</p> <p>URMITA DATTA (SEN) MEMBER (J)</p>	

