

CENTRAL ADMINISTRATIVE TRIBUNAL  
CALCUTTA BENCH  
KOLKATA

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OA. 350/1179/2020

Date of order: 08.02.2021

Present

: Hon'ble Ms. Bidisha Banerjee, Judicial Member  
Hon'ble Dr. Nandita Chatterjee, Administrative Member

Pradip Kumar Sen, son of late Dhirendra Nath Sen,  
Retired L.D. Clerk, Port Health Organization, Ministry  
Of Health & Family Welfare, Govt. of India, having its  
Office at Marine House, P.O & P.S. Hastings, Kolkata-  
700022 & residing at 3 No. Chandigarh, Ward No. 6,  
Madhyamgram Bazar, Post Office & Police Station-  
Madhyamgram, Kolkata- 700130, Dist- North 24  
Parganas.

.....Applicant.

-versus-

1. The Directorate General of Health Services,  
Ministry of Health & Family Welfare, Govt. of India,  
Having its office at Room No. 446A, 1, Nirman  
Bhawan, New Delhi- 110001.
2. The Port Health Officer, Port Health Organization,  
Ministry of Health & Family Welfare, Govt. of India,  
having is office at Marine House, Post Office & P.S.  
Hastings, Kolkata- 700022.

.....Respondents.

For the Applicant : Mr. S. K. Das, Counsel

For the Respondents : Mr. K.K. Maity, Counsel

O R D E R (Oral)

Per Ms. Bidisha Banerjee, JM:

Heard Id. counsels for both parties.

2. Affidavit of service filed by the applicant is taken on record.

3. This application has been filed by the applicant to seek the following reliefs:

*"8(a) A mandatory order be passed directing the Respondent authorities their men, agents, subordinates and each one of them particularly the Directorate General of Health Services, Ministry of Health & Family Welfare, Govt. of India, Respondent No. 1 herein being the Appellate Authority to forthwith dispose of the statutory appeal dated 5<sup>th</sup> August, 2019 filed by the Applicant herein being Annexure A-4 to this Original Application within a specified period of time upon granting necessary opportunity of hearing to the parties concerned.*

*(b) To pass such other or further order or orders as your Lordship may deem fit and proper."*

4. Since a statutory appeal preferred on 05.08.2019 to the Director General of Health Services, the Appellate Authority for the applicant, is pending disposal, we dispose of the O.A by directing the Appellate Authority to dispose of the pending appeal dated 05.08.2019 in accordance with law within a period of 6 weeks from the date of receipt of a copy of this order, with a well-reasoned and speaking order and to communicate the decision to the applicant forthwith.

5. It is made clear that we have not entered into the merits of the case and therefore all the points are kept open for the said authority to consider.

6. No costs.

(Dr. Nandita Chatterjee)  
Member (A)

(Bidisha Banerjee)  
Member (J)

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