



CENTRAL ADMINISTRATIVE TRIBUNAL
CALCUTTA BENCH
KOLKATA

OA. 350/1221/2020

Date of order: 11.12.2020

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

Subodh Kumar Barua, Aged 55 years, S/o
Late Shri Kumud Bandhu Barua, Group -C,
Data Entry Operator, Urban Health Unit and
Training Centre, All India Institute of Hygiene
and Public Health, Ministry of Health and
Family Welfare, 19, Chetla Hat Road, Kolkata
- 700027.

Resident of 269/2, Athpur Matun Pally, p.o
Shyamnagar, District -24 Parganas (North)
West Bengal, Pin 743127.

--Applicant

Vs

1. Union of India, through
The Director,
All India Institute of Hygiene and Public
Health, Ministry of Health and Family
Welfare, 110, Chita Ranjan Avenue, Kolkata
700073.
2. Dr. Amitabha Dan,
Public Health Specialist Grade-I, Urban health
and Training Centre, All India Institute of
Hygiene and Public Health, Ministry of Health
and Family Welfare, 19, Chetla Hat Road,
Kolkata - 700027.

--Respondents

For the Applicant : Mr. T.R. Mohanty, Counsel

For the Respondents : Ms. A. Banerjee, Counsel



O R D E R (Oral)

Per Ms. Bidisha Banerjee, JM:


Heard Id. counsel for both the parties.

2. Ld. counsel for applicant submits that the applicant had approached the Inquiry Officer asking for engagement of Defence Assistant, which has been turned down but he has a right to approach the Disciplinary Authority for said consideration and that the Disciplinary Authority is competent to consider the prayer and not the Inquiry Officer.

3. Therefore, with the consent of the parties, we permit the applicant to approach the Disciplinary Authority seeking engagement of such Defence Assistant, within one week. If such prayer is made it shall be considered in terms of Sub Rule 8(a) of Rule 14 of CCS Rules, 1965, within a further period of 15 days.

4. Before disposal of the said representation, let no date of inquiry be fixed.

5. The OA stands disposed of with the aforesaid directions. No costs.


(Dr. Nandita Chatterjee)
Member (A)


(Bidisha Banerjee)
Member (J)

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