

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Dr. Subesh Kumar Das**

Case No – OA 314 OF 2018

Nima Zimba Vs The State of West Bengal & Ors.

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;">01 <hr/>17.07.2018</p>	<p>For the Applicant : Mrs. S. Mitra, Learned Advocate.</p> <p>For the Respondents : Mr. G.P. Banerjee, Learned Advocate.</p> <p>For the AG (A&E),WB : Mr. B. Mitra, Departmental Representative.</p> <p>The applicant retired from the post of UD Clerk on August 31, 2008. The applicant has prayed for direction upon the respondents to give benefit to the applicant in terms of Finance Department Memorandum No. 1683-F dated February 23, 2009.</p> <p>Mrs. Mitra, Learned Counsel for the applicant submits that the applicant is entitled to get financial benefit after notional fixation of pay in the additional supervisory level post of Head Clerk w.e.f. 01.01.1996 when the applicant was in service.</p> <p>Mr. Banerjee, Learned Counsel representing the state respondents has placed on record one statement showing the fact that supervisory level post of Head Clerk has not been created at the district level and as such the applicant is not entitled to get any benefit as prayed for.</p> <p>Having heard Learned Counsel representing both parties and on consideration of the fact that there is no existence of supervisory level posts of Head Clerks in</p>	

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the district from which the applicant retired, the applicant is not entitled to get any financial benefit in terms of Finance Department Memorandum No. 1683-F dated February 23, 2009. So, the present application is **dismissed.**

Let a plain copy of this order be supplied to Learned Counsel for the applicant.

(S.K. DAS)
MEMBER(A)

(R. K. BAG)
MEMBER (J)

Sanjib