

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

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

Case No – OA 116 OF 2018

Kanaklata Sen & Ors. 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
04 12.12.2018	<p>For the Applicants : Mr. S.N. Biswas, Learned Adv.</p> <p>For the Respondents : Mr. A. Datta, Mr. A. De, Departmental Representatives.</p> <p>Rejoinder filed on behalf of the applicants today is kept on record.</p> <p>The applicants have prayed for direction upon the respondents for payment of remuneration admissible to Sweeper-cum-Water Carrier for the period from June 2009 onwards and arrears of remuneration from August 1999 to May 2009 in terms of Memorandum issued by the Finance Department, Audit Branch, Government of West Bengal.</p> <p>The applicants claim to have been working as Sweeper-cum-Water Carrier in different establishments under District Land & Land Reforms Officer, North 24-Parganas. The contention of the applicants is that they have received remuneration @ Rs.2000/- per month with effect from the month of February 2015, but the arrears of remuneration at the said rate for the period from June 2009 to January 2014 and arrears of remuneration @ Rs.700/- per month for the period from August 1999 to May 2009 have not been paid. The reply submitted on behalf of the state respondents indicates that the Sweepers-cum-Water Carriers are entitled to get remuneration @ Rs.700/- per month in terms of Memorandum No. 7373-F dated July 28, 1999 issued by the Finance Department, Audit Branch, Government of West Bengal and Rs.2000/- per</p>	

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month in terms of Memorandum No. 8662-F dated September 7, 2009 issued by the Finance Department, Audit Branch, Government of West Bengal. Since the service particulars of each of the applicants cannot be verified from record, we are of the view that the decision with regard to entitlement of the applicants to receive remuneration either @ Rs.700/- per month or @ Rs.2000/- per month can be taken by the respondent no. 2.

Accordingly, we direct the respondent no. 2, Additional District Magistrate and District Land & Land Reforms Officer, North 24-Parganas to consider the entitlement of the applicants to receive remuneration @ Rs.700/- per month during the period from August 1999 to May 2009 in terms of Memorandum No. 7373-F dated July 28, 1999 issued by the Finance Department, Audit Branch, Government of West Bengal and remuneration @ Rs.2000/- per month during the period from June 2009 to January 2014 in terms of Memorandum No. 8662-F dated September 7, 2009 issued by the Finance Department, Audit Branch, Government of West Bengal within a period of 8 (eight) weeks from the date of communication of the order and to take necessary follow up action for disbursement of arrears of remuneration, if the applicants are found to be eligible, within a period of 8 (eight) weeks thereafter.

With the above direction, the original application is **disposed of.**

Sanjib

(S.K. DAS)
MEMBER(A)

(R. K. BAG)
MEMBER (J)

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