

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Present-**

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

**Case No – OA 1184 OF 2017**

Prananath Modak @ Panu Modak 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
02 07.01.2019	<p>For the Applicant : Mr. S. Dutta, Learned Advocate</p> <p>For the Respondents : Mr. S. Bhattacharjee, Departmental Representative</p> <p style="text-align: center;">Affidavit of service filed on behalf of the applicant today is kept on record.</p> <p>The applicant has prayed for direction upon the respondents to grant remuneration in terms of Memorandum No. 2966-F(P) dated April 23, 2010 and subsequent Memoranda issued in this regard by the Finance Department, Audit Branch, Government of West Bengal.</p> <p>The applicant claims to have been engaged as full time contractual employee in the establishment of respondent no. 5, but no document of engagement is forthcoming before us. Learned Counsel representing the applicant contends that the applicant received Rs.2000/- as monthly remuneration for discharging the duty as full time contractual employee. On the other hand, the Departmental Representative of the state respondents, submits that the applicant was part time contractual employee (Sweeper-cum-Water Carrier) and he was paid Rs.2000/- as monthly remuneration till attaining 60 years of age in the month of February 2017.</p>	

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Having heard Learned Counsel for the applicant and the Departmental Representative of the state respondents and on consideration of the materials on record, we find that the applicant received Rs.2000/- as monthly remuneration for discharging duty as part time contractual employee in the establishment of the respondent no. 5. Accordingly, the applicant is not entitled to get remuneration in terms of Memorandum No. 9008-F(P) dated September 16, 2011 and subsequent Memorandum dated May 20, 2013 and Memorandum dated February 25, 2016 issued by the Finance Department, Audit Branch, Government of West Bengal. We do not find any merit in the present application. As a result, the present application is **dismissed**.

**( S.K. DAS )**  
MEMBER(A)

**( R. K. BAG )**  
MEMBER (J)

Sanjib