

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

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

Case No – OA 1194 OF 2015

Pradip Kumar Chatterjee 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
15 09.01.2020	<p>For the Applicant : Mr. M. Pal, Learned Advocate.</p> <p>For the Respondents : None.</p> <p>The applicant has prayed for direction upon the respondents for release of arrears of salary during the period from February 22, 1983 to December 31, 2007.</p> <p>The contention of the applicant is that the departmental enquiry initiated against him was quashed by the Tribunal in OA 844 of 1997. The further contention of the applicant is that he was reinstated in service by an order dated June 26, 1999. The applicant was suspended on February 22, 1983 and had drawn arrears of salary during the period from December, 1996 to December, 1997. Learned Counsel for the applicant submits that the applicant did not receive arrears of salary from February, 1983 till December, 2007 except the period from December, 1996 to December, 1997.</p> <p>The claim of the applicant for arrears of salary is from February 22, 1983 to December 31, 2007. Nothing is on record to indicate that the applicant had taken any step by submitting any representation for release of arrears of salary before 2011.</p> <p>The present original application is filed before the Tribunal on</p>	

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November 18, 2015. No explanation is forthcoming as to why the applicant did not take any step for release of salary during the long period from 2007 onwards. Nor is there any explanation as to why the applicant did not approach this Tribunal for a period of four years after submission of representation on December 28, 2011. The delay of more than four to eight years has not been explained to our satisfaction.

Accordingly, in our view, the present application is clearly barred under Section 21 of the Administrative Tribunals Act, 1985 and as such the original application is dismissed.

The urgent Xerox certified copy of the order be supplied to the applicant, if applied for, on priority basis after completion of all necessary formalities.

(S.K. DAS)
MEMBER(A)

(R. K. BAG)
MEMBER (J)

Rajib

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