

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

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

Case No – OA 502 OF 2018

Sambhu Mondal & Another 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
01 12.09.2018	<p>For the Applicants : Mr. G.P. Banerjee, Learned Advocate.</p> <p>For the Respondents : None.</p> <p>The applicants have prayed for direction upon the respondents for disbursement of remuneration @ Rs.17,000/- per month in terms of order dated March 15, 2016 passed by the respondent no. 4, Block Development Officer, Bhangar-I Development Block.</p> <p>The contention of the applicants is that they were engaged as casual workers with effect from September 1, 1999. The applicants used to get remuneration @ Rs.265/- per month with effect from the date of joining in the month of September, 1999 and the said remuneration was increased from time to time upto Rs.17,000/- per month w.e.f. March 1, 2016 by order of the respondent no. 4 on March 15, 2016.</p> <p>The grievance of the applicants is that the remuneration of the applicants has been stopped. It appears from record that on May 9, 2017, the respondent no. 4, Block Development Officer, Bhangar-I Development Block sent one letter through proper channel to the Additinal Chief Secretary to the Government of West Bengal, Department of Panchayat & Rural</p>	

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Development (page 17 of the original application) praying for post facto approval of contractual appointment of the applicants, but the said application has not been considered and disposed of by the concerned respondent no. 1.

None appears on behalf of the state respondents in spite of service of notice as reflected from the Affidavit of service filed on behalf of the applicants.

Having heard Learned Counsel for the applicants and on consideration of the materials on record, we find that the applicants may be entitled to get the financial benefits in terms of Memorandum No. 9008-F(P) dated September 16, 2011 issued by the Finance Department, Audit Branch, Government of West Bengal if the engagement of the applicants in the establishment of respondent no. 4 is approved by the Departmental Secretary. Since the respondent no. 4 has written to the respondent no. 1 for granting post facto approval of the engagement of the applicants as contractual employees and since the said application has not been disposed of by the concerned respondent till date, we direct the respondent no. 1, Additional Chief Secretary to the Government of West Bengal, Department of Panchayat & Rural Development to consider the application submitted by the respondent no. 4 under Memo. No. 261 dated May 9, 2017 (page 17 to the original application) in accordance with law by passing a reasoned order within a period of 8 (eight)

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Sanjib	<p>weeks from the date of communication of the order and take necessary follow up action within a period of 4 (four) weeks thereafter.</p> <p>With the above direction, the original application stands disposed of.</p> <p>Let a plain copy of this order be supplied to the applicant.</p> <p>(S.K. DAS) MEMBER(A)</p> <p>(R. K. BAG) MEMBER (J)</p>	
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