

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

**The Hon'ble Justice Soumitra Pal, Chairman &  
Hon'ble Sayeed Ahmed Baba, Member (A)**

**Case No. – CCP 1 of 2019 [OA 164 of 2015]**

Anil Kr. Paria & Others - **VERSUS** – Smt. Manirupa Bhattacharya, Addl. Secretary, Panchayat & Rural Dev., GoWB.

Serial No. and Date of order	For the Applicants	: Mr. G.P. Banerjee, Advocate.
<u>06</u> 21.03.2022	For the Contemnor Opposite Party	: Mr. S. Ghosh, Advocate.

This contempt application was filed alleging non-compliance of the directions contained in the order dated 7<sup>th</sup> November, 2017 passed in OA-164 of 2015 (Anil Kr. Paria and Others –vs- The State of West Bengal and Others). It appears that the original application was disposed of on 7<sup>th</sup> November, 2017 by passing an order which is as under :

*“The Applicant has filed this Application for Promotional benefit on the basis of Seniority in the State Gradation List on the basis of Circular dated 16.04.1998 in respect of vacancy of the post of UDC.*

*After having considered the prayer made in this Application, it is found that the District Panchayat & Rural Development Officer, Purba Medinipur had approached the Assistant Secretary to the Government of West Bengal, Panchayat & Rural Development Department (R.D. Wing) recommending the case of promotion of the Applicant to the post of UDC. The same was forwarded vide Memo. No. 120/1(1)/P&RD/XXIII-35/2011 dated 27.01.2015.*

*Since no decision has been taken, it would be now open to the Assistant Secretary to the Government of West Bengal, Panchayat & Rural Development Department (R.D. Wing) to come at a positive finding on the strength of the aforesaid memo dated 27.01.2015 on the subject matter and convey such decision to the Applicant with dispatch.*

*As prayed for, let a Plain copy of this order be issued.”*

On 1<sup>st</sup> December, 2021, an order dated 29<sup>th</sup> November, 2021 was passed by the alleged contemnor regarding Anil Kr. Paria, a copy of which is on record. Today, order dated 7<sup>th</sup> March, 2022 regarding five other applicants that is, applicant nos. 2 to 6 have been filed by Mr. S. Ghosh, learned advocate for the alleged contemnor. Let the said order be kept on record.

**ORDER SHEET**

Form No.

Anil Kr. Paria & Others

Vs.

Case No. **CCP 1 of 2019 [OA-164 of 2015]** Smt. Manirupa Bhattacharya, Addl. Secretary, Panchayat & Rural Dev., GoWB.

Mr. G.P. Banerjee, learned advocate appearing on behalf of the applicants referring to the order dated 29<sup>th</sup> November, 2021 submits that since the matter with regard to Anil Kr. Paria, the applicant no. 1 has not reached its finality as in the penultimate paragraph, it has been stated that it requires the concurrence of the Finance Department before issuing final order, no order may be passed. With regard to the order dated 7<sup>th</sup> March, 2022, it is submitted that the claims of the other five applicants have been found to be untenable on flimsy grounds.

Since we find that except Anil Kr. Paria, positive findings have been reached regarding the other applicants, let the matter appear under the heading 'For Orders' on 29<sup>th</sup> April, 2022 to enable the alleged contemnor to pass order regarding the applicant no. 1.

**SAYEED AHMED BABA**  
**MEMBER (A)**

**SOUMITRA PAL**  
**CHAIRMAN**

CSM/SS