

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

Mr. Sayeed Ahmed Baba, Officiating Chairperson and Hon'ble Member (A).

Case No. – CCP 14 of 2023 (OA 1117 of 2015).

SMT. ABHA PRADHAN – VS- SRI NARAYAN SWAROOP NIGAM, I.A.S. PRINCIPAL SECRETARY TO THE GOVT. OF W.B. DEPARTMENT OF HEALTH & FAMILY WELFARE.

Serial No. and
Date of order

04
17.01.2024

For the Applicant : Mr. M.N. Roy,
Learned Advocate.
For the Contemnor Opposite Party : Mrs. S. Agarwal,
Learned Advocate.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt. – II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsel for the contesting parties, the case is taken up for consideration sitting singly.

By filing a document as compliance report, Mrs S. Agarwal, learned counsel submits that the alleged contemnor has now complied with the direction of the Tribunal in order dated 10.3.2022. Let this document be kept on record. Copy has been served upon Mr. M.N. Roy, learned counsel for the applicant. The direction of the Tribunal is composed of three parts :-

- (i) Refund of over drawn amount,
- (ii) Statutory interest thereof,
- (iii) Fixation of pay after hearing the applicant.

Mrs. Agarwal submits that all the three parts as mentioned above has been complied by the respondent authority. The details of such compliance are to be seen in the compliance report filed today.

On examination of the papers in the compliance report, it is evident that the part (i) of the order that is refund of the over drawn amount has been complied. The second part of the order, which is payment of statutory interest on amount over

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drawn has also been complied.

So far the third part of the order fixation is concerned, Mr. Roy after some hesitation agrees that this last part has also been complied.

In view of above submissions and facts, the contempt proceedings are dropped and this contempt application disposed of.

(SAYEED AHMED BABA)
Officiating Chairperson and Member (A).

Skg.

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