

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

The Hon'ble Sayeed Ahmed Baba, Administrative Member

Case No. – CCP 15 OF 2022 (OA 380 OF 2019)

**SUBIR KHAN & ORS. - VERSUS - SRI ONKAR SINGH MEENA, PRINCIPAL SECRETARY,
PUBLIC WORKS DEPARTMENT,
GOVERNMENT OF WEST BENGAL & ORS.**

Serial No. and Date of order	For the Applicants	: Mr. Asif Kumar Manna, Mrs. Subarna Das, Advocates
<u>4</u> 08.07.2022	For the Alleged Contemnor / Opposite Party	: Mr. Gautam Pathak Banerjee, Advocate

Mr. Gautam Pathak Banerjee, learned advocate for the alleged contemnor submits that directions contained in the order dated 5th November, 2019 passed in O.A. 380 of 2019 : Subir Khan & Ors. vs. The State of West Bengal & Ors., have been complied with by the alleged contemnor as evident from the intimation dated 6th April, 2022, issued by the Executive Engineer, National Highway Division No.VI, P.W. (Roads) Directorate to the Technical Secretary, Public Works Department, Government of West Bengal and the arrear bills of the applicants have been paid, which is disputed by Mr. Asif Kumar Manna, learned advocate for the applicant.

SCN. Mr. Manna submits that though some arrears have been paid, arrears since 2013 upto 2019 are yet to be disbursed.

Since the issue is a disputed question of fact and there has been substantial compliance of the order dated 5th November, 2019 passed in O.A. 380 of 2019, no further order need be passed on the contempt application. The contempt proceedings are dropped. The contempt application is disposed of.

However, as prayed for by Mr. Manna, the applicant is at liberty to challenge the intimation No.112 / D-5 dated 6th April, 2022, issued by the Executive Engineer, National Highway Division No.VI, P.W. (Roads) Directorate, before the appropriate forum, if so advised.

(SAYEED AHMED BABA)
MEMBER (A)

(SOUMITRA PAL)
CHAIRMAN