

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 18 of 2023 (OA 204 of 2016).

ALOKE CHOUDHURY & Ors – VERSUS-SRI BINOD KUMAR, THE PRINCIPAL SECRETARY, TRANSPORT DEPARTMENT, GOVT. OF WEST BENGAL.
& OTHERS.

Serial No. and

Date of order

04

30.11.2023

For the Applicants

: Mr. P. Bandyopadhyay,
Advocate.

For the Contemnor Opposite Party No. : Mrs. S. Agarwal,
3 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.

This application has been filed alleging non compliance of the Tribunal's order dated 30th June, 2022 by the alleged contemnor No. 3- District Magistrate, Purulia. It appears by this Tribunal's order dated 30.6.2022, the respondent authorities in OA 204 of 2016 were directed to consider the representation and dispose the same within a period of three months from the receipt of such representation. The applicant was also directed to file such representation, if so wished within fifteen days from the date of order – 30.6.2022. Though such a representation was filed, but it was after more than 45 days from the date of Tribunal's order.

Submission of Mr. P. Bandyopadhyay is that though such a representation was filed belatedly but, the respondents have not considered the prayers in the representation. Submission is that the respondent authorities may be directed to consider the representation filed by the applicants.

After consideration of the matter, it is the observation of this Tribunal that no contempt lies against the opposite party for the fact that such a representation

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was filed more than 45 days later. Further, the representation filed bears no signature of the applicants. The contempt application is disposed of as untenable.

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

Skg.

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