

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – CCP 19 of 2023 [OA 89 of 2020]

Subhasish Gupta -- VERSUS -- **Smt. Antara Acharya, Pr. Secy., P.W.D.**

Serial No. and
Date of order

For the Applicant : Mr. B.B. Dey, Ld. Advocate.

For the Contemnor/OP : Mr. G.P. Banerjee, Ld. Advocate.

For the Pr.AG (A&E), WB : Mr. B. Mitra, Depttl. Rep.
(Proforma Respondent)

04
11.08.2023

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 counsels for the contesting parties, the case is taken up for consideration sitting singly.

On the last date of hearing this matter, it was recorded that the State respondent will be submitting the proposal to the office of the Principal Accountant General (A&E), West Bengal. Today, Mr. B. Mitra, learned Departmental Representative presents a copy no. 21-PE dated 16.03.2023 issued by the Joint Secretary (P), PWD. In this document, it appears that the pay of the applicant has been calculated and fixed as per ROPA Rules, 2009 with an advice to the concerned Pension Cell to make necessary arrangement for disbursement of his pension. Mr. Mitra also presents a copy no. 461 dated 30.03.2023 issued by the Senior Accounts Officer, Accountant General (A&E) addressed to the Principal Secretary, PWD. It appears from this correspondence that earlier a letter dated 31.08.2022 was communicated to the department. From the submissions and the documents presented, it is apparent that the concerned Pension Cell of the Public Works Department, despite the advice given by the Joint Secretary (P), PWD dated 16.03.2023, has not yet submitted such a proposal before the Accountant General (A&E), West Bengal, although, the pay in respect of the applicant has been fixed.

In view of the above facts, the alleged contemnor/OP is directed to arrange the submission of the pension papers of the applicant before the Accountant General (A&E), West Bengal within 30 days from the date of communication of this order.

Let the matter appear under the heading "**For Orders**" on **27.09.2023**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS