

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

**THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER,
Case No. – CCP 26 OF 2023 (OA 235 OF 2021)
SURUCHI BANIK - VERSUS- SRI MAHENDRA NATH MUNDY, THE SUPERINTENDENT, DR. BIDHAN CHANDRA
ROY CHEST SANATORIUM, GOVERNMENT OF WEST BENGAL & ORS.**

Serial No. and Date of order	For the Applicant	:	Mr. Kanai Lal Dutta Advocate
<u>01</u> 21.03.2023	For the Alleged Contemnor No.2	:	Mr. Suman Basu Advocate
	For the Principal Accountant General (A&E) West Bengal	:	Mr. Biswanath Mitra (Departmental Representative)

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.

Let vakalatnama filed today by the learned counsel appearing on behalf of the alleged contemnor No.2 be kept on record.

Learned counsels submit a copy of a compliance report which is a correspondence addressed by the Superintendent, Dr. B.C.Roy Chest Sanatorium, Dhubulia to the Principal Accountant General (A&E) West Bengal forwarding the proposal for family pension in respect of the applicant, Suruchi Banik. Submission is that since the order has been complied with, the contempt proceedings be dropped.

It is also pointed out that an error has occurred in the order of the Tribunal, the respondent, the Superintendent, Dr. Bidhan Chandra Roy Chest Sanatorium, Dhubulia, Nadia, instead of respondent No. (v) it has been recorded as the respondent No. 3.

Let the record be corrected by replacing the respondent 3 with

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respondent (v) in the Original application.

Submission is also made from the respondents that the respondent / alleged contemnor No. (ii) Shri Satish Kumar Garg, The Principal Accountant General (Audit) West Bengal, Indian Audit and Accounts Department is not a necessary party in this application. Therefore, his name may be expunged. Liberty is given to expunge the respondent / alleged contemnor Shri Satish Kumar Garg from the array of the respondents in this application.

Since, the order of the Tribunal has been complied by submitting a proposal of family pension on behalf of the applicant, the contempt proceeding against the alleged contemnor is dropped and the contempt application is disposed of.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)

BLR