

**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 55 OF 2022 (OA 959 OF OF 2019)**

**PRABIR MUKHERJEE - VERSUS- SRI B.P.GOPALIKA, I.A.S. ADDITIONAL CHIEF SECRETARY, DEPARTMENT OF PERSONNEL & ADMINISTRATIVE REFORMS & E-GOVERNANCE, GOVERNMENT OF WEST BENGAL & ORS.**

Serial No. and Date of order	For the Applicants	:	Mr.Manujendra Narayan Roy Advocate
<u>05</u> 06.03.2023	For the Alleged Contemnor / Opposite party	:	Mr.Sankha Ghosh 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 23<sup>rd</sup> 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.

Mr.S.Ghosh, submits a copy of the order passed by the respondent in compliance to the Tribunal's order.

The main part of the order is promotion in favour of the applicant to the post of Assistant Secretary has been complied with.

Mr.M.N.Roy, learned counsel for the applicant submits that although the main part of the order has been complied, however, the arrear pay and arrear pension has not been disbursed yet, to which, Mr.S.Ghosh, learned counsel for the alleged contemnor submits that since the main order of the promotion has been granted, sanction and payment of arrears will follow after this.

In view of the substantial compliance of the Tribunal's order by the respondent, the contempt proceedings are dropped and the contempt application is disposed of with a direction to the alleged contemnor to sanction and disburse arrear pay and arrear pension at the earliest, if not paid.

BLR

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