

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Officiating Chairperson & Member (J)

Case No. –CCP 99 of 2018 (OA 911 of 2016)

Jogesh Basunia - VERSUS –Mr. Avijit Banerjee, Inspector of Factories, Jalpaiguri, Govt. of W.B.

Serial No. and
Date of order

07
27.09.2022

For the Applicant : Mr. N.N. Das,
Mrs. S. Agarwal,
Learned Advocates.

For the Contemnor/OP : Mr. S.N. Ray,
Learned Advocate.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 536-WBAT/2J-15/2016 dated 26th August, 2022 issued in exercise of the powers conferred under Section 5 (6) of the Administrative Tribunals Act, 1985.

The counsel for the applicant has prayed for leave to add the new incumbent as contemnor no. 6 (a). It has been further submitted that as direction was given to the Inspector of Factories, therefore, he wants to delete the name of the contemnor nos. 1-5 from the array of contemnors. Prayer is allowed. The applicant is directed to amend the petition accordingly.

However, it has been submitted that though there was a clear direction to the respondents to give finding whether 2011 circular was superseded or not, but, without answering that it has been stated in the compliance report, that the then Inspector of Factories, Jalpaiguri had initiated a file on 02.01.2020 through e-filing system by proper channel, which is under process of Finance Department for their views. Therefore, it is noted that the order dated 22.12.2017 has not been complied with.

Let the matter be listed on 22.11.2022 under the heading "For Orders".

Mrs. URMITA DATTA (SEN)
Officiating Chairperson & Member (J)

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