

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. – MA 113 of 2023 [OA-87 of 2023]**

**Satyajit Chattopadhyay -- VERSUS – The State of West Bengal & Ors.**

Serial No. and Date of order	For the Applicant	: Mr. M.N. Roy, Mr. G. Halder, Ld. Advocates.
<u>04</u> 10.06.2024	For the State Respondents	: Mr. G.P. Banerjee, Ld. Advocate.
	For the Pr.AG (A&E), WB	: Mr. B. Mitra, Ld. Depttl. Rep.

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.

Mr. Mitra, Ld. Departmental Representative of the Principal Accountant General (A&E), West Bengal files copies of correspondence dated 16.01.2024 which appears to be an advice to the Superintending Engineer, PWD to calculate penal interest in terms of Rule 296(2) of the WBFR (Vol.I). Mr. Mitra submits that this letter also advises the respondent authority to either recover the penal interest or waive it. Submission is that such decision is to be taken by the office of the respondent authority. By another correspondence dated 28.05.2024, the Principal Accountant General (A&E), West Bengal has reminded the Superintending Engineer, PWD to take suitable action relating to imposing/waiving of the penal interest against House Building Advance of principal amount of ₹4,25,000/- and ₹99,000/-.

Mr. Roy submits that in the meantime, the applicant has already taken VRS and due to delay in clearance of this matter, the applicant is suffering.

Mr. Banerjee after hearing the submissions of the learned counsels prays for accommodation to check with the respondents' office and inform the same before this Tribunal on the next date.

Let the matter appear under the heading “For Orders” on **22.07.2024**.

CSM/SS

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**