

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – MA-88 of 2022(OA-1033 of 2016)

Dr. Kingshuk Basu VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	:	Mr. Kamalesh Chandra Saha, Mrs. Payel Mitra, Learned Advocates.
<u>01</u> 22.08.2022	For the State Respondents	:	Mr. S.N. Roy, Learned Advocate.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 118-WBAT/1E-08/2003 (Pt.-II) dated 11th February, 2022 issued in exercise of the powers conferred under Section 6 (5) of the Administrative Tribunals Act, 1985.

The instant MA application has been filed basically praying for a leave to amend the prayer of the original application as initially the applicant approached this Tribunal praying for Non Practising Allowance in his re-employment. However, during the pendency of the application, the respondents had started deducting his pension amount from the remuneration of re-employment without any notice to the applicant. Being aggrieved with, he wants to challenge the said action of the respondents by way of amending the prayer in the OA application.

In view of the above, the MA application is allowed. The applicant is directed to make appropriate amendment in the prayer of the OA and the submission made in the MA to be treated as a part of OA. The applicant is further directed to make appropriate amendment in the Court's file as well as copy of the Respondents. Respondents are at liberty to file reply in the amended OA. Accordingly MA is allowed. OA be listed for hearing on **18.11.2022**. Reply, if any, in the meantime.

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URMITA DATTA (SEN)
MEMBER (J)