

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA-719 of 2018

Sudeb Hembram VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	:	Mr. S. Chatterjee, Learned Advocates.
	For the State Respondents	:	Mr. M.N. Roy, Mr. G. Halder, Learned Advocates.

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12.04.2022

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.

On consent of counsel for both the parties, matter has been taken up for hearing.

The instant application has been filed praying for a direction to enhance the remuneration of the applicant as per Notification No. 16.09.2011, 25.05.2013 and 15.01.2016. As per the applicant, he is working as Night Guard since 2013 and thereafter he made a representation to the Project Officer-cum-Welfare Officer, Purba Bardhaman for enhancement of his remuneration. As no enhancement has been made with regard to the remuneration, he has filed this instant application.

The counsel for the respondent has vehemently objected the prayer of the applicant with regard to the applicability of the Notifications stated above.

As per the counsel for the respondent, the applicant is a part time labour as a Night Guard and is being paid from the Contingency Fund; therefore, the aforesaid Notifications are not applicable in the case of the applicant as these notifications are applicable for casual/daily rated/contractual employees. However, he is entitled to get the benefit of enhancement of remuneration of Rs. 3,000/- per month (maximum).

ORDER SHEET

Form No.

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Vs.

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The State of West Bengal & Ors.

Therefore, Respondent No. 3, Project Officer, Backward Classes Welfare, Purba Bardhaman is directed to consider the case of the applicant and communicate his decision with follow up action within a period of six weeks from the date of receipt of the order. Accordingly, OA is disposed of with no order as to costs.

URMITA DATTA (SEN)
MEMBER (J)

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