

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – OA 138 of 2023

Sadhan Chandra Das -- VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. S. Balial,
Ld. Advocate.

For the State respondent : Mr. G.P. Banerjee,
Ld. Advocate.

02
31.07.2023

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 23rd 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.

The applicant has prayed for a direction to the respondent authorities to clear his withheld salaries. As it appears from the submissions of the learned counsels and the papers in this application, the applicant working as a Clerk under Block Development Officer, Mathurapur-II, South 24-Parganas was informed, Show Cause issued and ordered several times by the BDO to join his duties in the office. Since the applicant neither joined the office nor appears to have submitted any letter before the BDO stating the reasons for his absence, the respondent BDO was compelled to lodge an FIR in the local police station. It also appears from such letters of the BDO that due to his absence, there was serious disruption in making payments to various stakeholders. Mr. Balial, learned counsel for the applicant prays for accommodation to submit relevant documents on the next date of hearing.

Mr. Banerjee, learned counsel for the State respondents submits that this application is not admissible for the reason that this application has been filed by the applicant after a delay of 11 years from the date of the order dated 19.11.2012 issued by the BDO.

The point of admissibility is kept open.

Let the matter appear under the heading “**Admission Hearing**” on **21.08.2023**.

CSM/SS

SAYEED AHMED BABA
Officiating Chairperson & Member (A)