

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. OA – 189 of 2022

Mabood Sk - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. R.K. Mondal, Advocate
<u>3</u> 14.06.2022	For the Respondents	: Mr. G. Halder, 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.

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

Mr. G. Halder has appeared and directed to make submission on behalf of the respondents.

The instant application has been filed basically challenging the suspension order dated 05.04.2016, which was issued under the Rule 7(i)(a) and 7(iii) of West Bengal Services Rule with a direction to draw 50% subsistence allowance. The counsel for the applicant has submitted that till now neither the order of the suspension has been reviewed nor he has been paid enhanced subsistence allowance as per Rule. Being aggrieved with, he has filed the instant application. During the course of the hearing, the counsel for the applicant has submitted that they are ready to review the suspension of the applicant. The counsel for the applicant has submitted one representation of the Executive Engineer dated 09.12.2021, which is still pending before the authority.

ORDER SHEET

Form No.

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Vs.

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THE STATE OF WEST BENGAL & ORS.

In view of the above, the Respondent No. 4 is directed to review the order of suspension of the applicant and also to consider the enhancement of subsistence allowance and make payment of arrear of enhanced subsistence allowance thereof and communicate his decision by way of a reasoned and speaking order within a period of four weeks from the date of receipt of the order. Accordingly the O.A. is disposed with no order as to costs.

Ld. L. R. is directed to take appropriate steps for regularisation of his appointment as none appears for the Respondent.

URMITA DATTA (SEN)
MEMBER (J)

A.K.P.