

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA 196 of 2020

Biswanath Kumar -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	: Ms. Payel Chakraborty, Ld. Advocate.
	For the State Respondent	: Mr. G.P. Banerjee, Ld. Advocate.
<u>14</u> 26.09.2022		

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 536-WBAT/2J-15/2016 dated 26th August, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

The counsel for the respondent today has submitted that as per para 3(a) of Memorandum No. 3571-F dated 30.03.2001 (Annexure-X of the reply). The Government employee other than Group-D should submit a Declaration of Assets as on 1st January of the year by the 30th April of that year at the latest in the form prescribed. Therefore, beyond that period of the concerned year, no revised Declaration of Assets can be entertained. Therefore, the Enquiry Authority has rightly rejected the said prayer of the applicant. However, the counsel for the applicant has prayed for one accommodation to make appropriate submission.

Prayer is allowed.

The counsel for the respondent today has brought the original envelope in a sealed cover as claimed by the applicant which was submitted in the year 2011 after going through that, it is noted that on the envelope, the following has been written :

“Declaration of Assets as they stood on 01.01.2011.”

With consent of learned counsel for the respondent, the said envelope has been opened in Court wherefrom, it is found that the said envelope contains some revised and reconciled Declaration of Assets Form as they stood on 01.01.2005, 01.01.2006, 01.01.2007, 01.01.2008, 01.01.2009, 01.01.2010 as well as 01.01.2011 and subsequently it has been again handed over to Mr. Partha Naha, the Departmental Representative in a sealed cover.

Let the matter be listed under the heading “**Admission Hearing**” on **23.11.2022**.

CSM/SS

URMITA DATTA (SEN)
Officiating Chairperson & Member (J)