

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER,**

**Case No. - OA 23 OF 2024**

**MAHABIR KUMAR MANDAL - Vs - THE STATE OF WEST BENGAL & OTHERS.**

Serial No. and  
Date of order

For the Applicant : Mrs. Sonali Mitra  
Advocate

03

07.08.2024

For the State respondents : Mr. Manujendra Narayan Roy  
Advocate

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 23<sup>rd</sup> 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 two fold prayers in this application are as follows:  
(i) Payment of enhanced remuneration as per Notification No. 9008 and  
(ii) an order regularizing his services.

At the very outset, it is hazy as to what post the applicant has been engaged. Somewhere from his application, it appears that he is a Date Entry Operator engaged on contractual basis, but from the reasoned order passed on 02.08.2023, he has been shown as additional housekeeping and scavenging personnel. The Tribunal fails to see any relationship between these two extreme types of designation. It is also clear that whatever post he has held, was not against any sanctioned post, nor such post was given after approval of the competent authorities. Further to add more confusion, Mr.Roy has indicated that the applicant has been engaged not directly, but through an agency. Therefore, his services are through the agency and the respondent authorities has no responsibility for his service related welfare measures.

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Having heard the submissions and after close examination of the records in this application, the Tribunal utterly fails to see any merit in this application. The primary function of the Tribunal is to administer justice and help the claimant to get his/ her rightful claims. But in this case, it has failed to see in this application any merit. Thus, this application, being devoid of any merit, is disposed of without passing any orders.

**(SAYEED AHMED BABA)**  
**OFFICIATING CHAIRPERSON AND MEMBER (A)**

BLR