

ORDER SHEET

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

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

Present : **HON'BLE JUSTICE SOUMITRA PAL,**      **HON'BLE CHAIRMAN.**

Case No. – OA 311 of 2021.

SRI PASHUPATI MONDAL –VS-THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Mr. R. Das, Advocate.
<u>7</u> 19.7.2022	For the State Respondents	: Mr. B.P. Roy, 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.

In this application Pashupati Mondal, the applicant has prayed for the following relief which is as under :-

*“...An order and/or direction directing the respondent authority to pay the said amount lying in the name of the applicant under the Respondent authority concerned with interest upto date as per the provision of law...”.*

It appears that the applicant had paid a sum of Rs. 7,35,000/- to the labourers as per the instruction of the then Range officer for completion of work such as excavation of irrigation canal and raising nursery and such payment is related to the recovery of Rs. 11,51,550/- from Jashodulal Banerjee, retired Forest Ranger, 24-Parganas, South Division.

The learned advocate for the applicant submits since the money has been recovered from Jashodulal Banerjee, the amount of Rs. 7,35,000/- be given to the applicant who has completed the work as evident from the intimation dated 14<sup>th</sup> August, 2018 issued by the Divisional Forest Officer, 24-Parganas (South) Division, respondent no. 2 addressed to the Additional Chief Conservator of Forests, Human Resource Development, West Bengal, the respondent no. 4 being annexure “D” to the application.

Mr. B.P. Roy, learned advocate for the State respondents submits

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that since the claim of the applicant is genuine, the respondent authorities will pay the said sum of Rs.7,35,000/- to the applicant in accordance with law.

Since it appears from the intimation dated 14<sup>th</sup> August, 2018 that "*the claim of Pashupati Mondal appear to be genuine at prima facie*", considering such fact, the application is disposed of by directing the Additional Principal Chief Conservator of Forest, Human Resource Development (HRD), - the respondent no. 4 to disburse the amount as mentioned in annexure 'D' to the application within fifteen weeks from the date of presentation of a copy of this order after enquiry and after scrutinizing the records and documents.

(SOUMITRA PAL)  
CHAIRMAN.

Sk.