

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

**Case No. OA – 316 of 2022**

**Tumpa Talukder & Others - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. For the Applicants : Mr. M.N. Roy,  
and Advocate

Date of order

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03.08.2022

For the State Respondents : Mr. G.P. Banerjee,  
Mr. S. Ghosh,  
Advocates

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 354 – WBAT / 2J-15/2016 dated 18<sup>th</sup> May, 2022 issued in exercise of the powers conferred under Section 6(5) of the Administrative Tribunals Act, 1985.

Mr. G.P. Banerjee appearing for the respondent has submitted that as per order dated 18.07.2022 passed by the learned Registrar, he was directed to appear for the respondent no. 2 – 5. However, he has not received any official communication. Therefore, learned L.R. is directed to take appropriate steps in this regard. However, the counsel for the applicant has submitted that in compliance with the earlier order dated 12.08.2021 passed in O.A. No. 266 of 2021, the Secretary, Department of Health and Family Welfare vide his order dated 08.10.2021 (which was communicated vide Memo dated 29.10.2021), wherein it has been mentioned that since the file has already been initiated in relation to the refund of pay scale from Pay Band-2 to Pay Band-3 as per Ropa-2009 for the Nursing staffs of the State being designated as Health Assistant (Female) and/or A.N.M. and the same is lying with the Finance Department for their necessary concurrence. Therefore, they cannot take immediate action.

**ORDER SHEET**

Form No.

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**THE STATE OF WEST BENGAL & ORS.**

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In view of the above, the respondent is directed to take instruction about the latest position of their decision and to make appropriate submission by the next date. Let the matter be listed on **13.09.2022** under the heading '**Admission Hearing**'.

URMITA DATTA (SEN)  
MEMBER (J)

A.K.P.