

**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 319 OF 2023**

**PRASENJIT BARAI & 284 OTHERS - VERSUS - THE STATE OF WEST BENGAL & ORS.**

|                                 |                           |   |                                       |
|---------------------------------|---------------------------|---|---------------------------------------|
| Serial No. and<br>Date of order | For the Applicants        | : | Mr.Manujendra Narayan Roy<br>Advocate |
| <u>04</u><br>14.09.2023         | For the State respondents | : | Mr.Goutam Pathak Banerjee<br>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 applicants have prayed for a direction to the respondent authorities to allow Cash Allowance in lieu of subsidized Ration Allowance during their probationary period from 21.02.2016 to 30.06.2017 as has been done to others in the light of the direction of this Tribunal passed in OA-774 of 2019.

Appearing on behalf of the applicants, Mr.M.N.Roy, learned counsel submits that such prayers through individual representations have been earlier filed by the applicants separately before the respondent No. 2, the Principal Secretary and the respondent No. 4, the Inspector General of Correctional Services. Submission is that since such prayer has been allowed with respect to similar employees by the respondents, a direction may be given to the respondent authorities to allow the same for these applicants as well.

Appearing on behalf of the respondents, Mr.G.P.Banerjee, learned counsel submits that if such a direction is given for granting Cash Allowance in lieu of subsidized Ration Allowance as was given earlier to other similarly circumstanced employees, the same will be considered accordingly.

After hearing the submissions of the learned counsels and in light of the

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Tribunal's order in OA-774 of 2019, the respondent No. 2, the Principal Secretary, Department of Correctional Administration is directed to consider the representations of the applicants within a period of three months from the date of communication of this order.

Accordingly, this application is disposed of.

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

BLR