

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – OA-322 of 2024

Sandip Kumar Bera -- VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mrs. Ananya Niyogi, Ld. Advocate.

For the State Respondent : Mr. G. Halder, Ld. Advocate.

For the Pr.AG (A&E), WB : Mr. B. Mitra, Ld. Depttl. Rep.

02
24.09.2024

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 23rd November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

Affidavit of service filed be kept on record.

The prayer in this application is for a direction to the respondent authorities to refix his pay. The applicant superannuated on 31.01.2024 serving as a Constable under the Baruipur Police District. The contention of the applicant is that as evident from the records, he was senior to one Nirmal Chakraborty who was drawing higher pay than him. It is also clear that the Superintendent of Police, Baruipur Police District had taken up the matter with Inspector General of Police (Admn.). The copies of correspondence memo nos. 1341 and 1929 dated 26.08.2022 and 31.10.2023 respectively makes it clear that the applicant was drawing lesser pay than Nirmal Chakraborty. A provisional Gradation List published on 08.02.2023 mentioned in the correspondence from eHRMS portal also shows that the applicant was placed at serial no. 62 and Nirmal Chakraborty at serial no. 171. Submission of Mrs. Niyogi, learned counsel is that the respondent authorities may be directed to take a decision and convey the same to the applicant. Mr. Halder, learned counsel appearing on behalf of the State respondents wishes to take instructions and update the status of this matter before this Tribunal on the next date.

The matter is admitted.

Let the matter appear under the heading “**Hearing**” on **15.01.2025**.

Reply and rejoinder, if any, in the meantime.

CSM/SS

SAYEED AHMED BABA
Officiating Chairperson & Member (A)