

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

Mr. Sayeed Ahmed Baba, Officiating Chairperson and Hon'ble Member (A).

Case No. – OA 331 of 2024.

SHRI TAPAN KUMAR DAS - VERSUS- THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

01
22.07.2024

For the Applicant : Mr. G.P. Banerjee,
Ms. A.P. Banerjee,
Advocates.
For the State Respondents : None.
For the Principal Accountant General : Mr. B. Mitra,
(A & E) W.B. Departmental representative.

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 today be kept on record.

By filing this application, the applicant has prayed for setting aside/quashing the views of the Finance Department, West Bengal Memo No. 286/3E/II/16/2011 dated 14.6.2024 issued by the Director of Agriculture.

The wordings of the impugned memo is as under :-

“...The date of submission of his prayer for stepping up of pay, Shri Tapan Kumar Das was not in service his prayer cannot be considered as on the date of his prayer for stepping up of pay he lost the status of Government employee and, therefore, he was not in a position to get the benefit of the provision of rule 55(4) of W.B.S.R. Part-I...”

Heard the Counsels. Matter is admitted. Let the matter appear under the heading “Hearing” on 09th January, 2025.

Reply/rejoinder, if any, in the meantime.

(SAYEED AHMED BABA)
Officiating Chairperson and Member (A).

HS/Skg.

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Form No.

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-Vs-

THE STATE OF WEST BENGAL & ORS.

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