

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA 35 of 2021

Dulal Majhi - **VERSUS** - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order For the Applicant :Mr. M.N. Roy, Ld. Adv.
For the Respondents : None

04
12.03.2021

The matter is taken up by the Single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24th December, 2020, issued in exercise of the powers conferred under sub section (6) of Section 5 of the Administrative Tribunals Act, 1985.

Affidavit of service filed by the applicant be kept on record.

As per the applicant, he is working since 2003 as a casual employee against vacant post of Peon with a monthly consolidated remuneration of Rs. 6,000/-. However, he approached the Executive Engineer for enhancement of his remuneration as per the Government Circulars vide Memo dated 31.12.2018. The Executive Engineer (A-M), Kalyani, Nadia had same proposal for enhancement of remuneration to the Superintending Engineer (A-M), Berhampore(A-M) Circle but till date the applicant is getting Rs. 6000/- only as remuneration. However, according to the applicant, he is entitled to get the benefit of Finance Department Circular dated 16.09.2011, which was subsequently modified by Memorandum dated 20.05.2013 and 08.02.2019. During the course of the hearing, the counsel for the applicant has submitted that it would suffice his purpose if the respondent no. 3, Secretary to the Government of West Bengal, Water Resources Investigation and Development Department be directed to take final decision with regard to the enhancement of remuneration of the applicant in the light of the above mentioned circulars and make payment thereof within the stipulated period of time.

Though affidavit of service has been filed but in earlier two occasions none appeared of the respondents even today also none for the respondents.

In view of the above, the respondent no. 3, Secretary to the Government of West Bengal, Water Resources Investigation and Development Department is directed to take final decision with regard to the enhancement of the

ORDER SHEET

Form No.

Dulal Majhi

Vs.

Case No. **OA 35 of 2021**

THE STATE OF WEST BENGAL & ORS.

remuneration of the applicant taking into account the proposal dated 31.12.2018 as well as circulars dated 16.09.2011, 20.05.2013 and 08.02.2019 and to take decision with regard to the enhancement of the remuneration of the applicant and communicate the same by way of a reasoned and speaking order and to take a follow up action with regard to the payment if any, within a period of 10 (ten) weeks from the date of communication of the order.

Accordingly, **OA is disposed of** with no order as to cost.

Parties are directed to act upon the Website copy of the order.

Mrs. URMITA DATTA (SEN)
MEMBER (J)

HS