

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble SAYEED AHMED BABA, Member (A)

Case No. – OA-495 of 2022

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| Serial No. and Date of order | Md. Abdus Shahid For the Applicant | VERSUS – The State of West Bengal & Ors.. | Mr. D.K. Maiti, Mr. U.K. Kamila, Learned Advocates. |
| <u>03</u> 10.11.2022 | For the State Respondents | : | Mr. R.K. Mondal, Learned Advocate. |

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 536-WBAT/2J-15/2016 dated 26th August, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

Ld. L.R. is directed to regularise the service of Mr. R.K. Mondal appearing on behalf of the State Respondent.

In this application the prayer is for direction to the respondent no. 5 to sanction him House Rent Allowance w.e.f. from the date of his appointment as Group-D. Submission of the learned advocate for the applicant is that the applicant is entitled to H.R.A. since he has not occupied any govt. quarter. Reference is also made to a letter addressed by Joint Director of Health Services (Accounts) addressed to the BMOH, Haroa appearing at page 19 in which it has been made clear that the applicant is eligible to get H.R.A.

Learned advocate appearing for the respondent submits that on perusal of records, it appears that the applicant is entitled to get H.R.A. and hence, if such a direction is given to the

respondent, the same will be complied.

After hearing both the sides, the matter is disposed of by directing the respondent No. 5, BMOH, Haroa, BPHC to sanction H.R.A. to the applicant as per law from the date he was eligible and entitled within a period of twelve weeks from the date of receipt of this order.

Accordingly, OA is disposed of.

SAYEED AHMED BABA
MEMBER (A)