

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 - 580 of 2024

Kalyani Singh - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

02
03.01.2025

For the Applicant : Mr. S. Jana,
Learned Advocate.

For the State : None.
Respondents

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.

The applicant has prayed for a direction to allow her to rejoin the service as a Cook on casual/contractual basis. The applicant has also prayed for a direction to the respondent authorities to release her arrears of benefits in terms of a letter No. 1410 dated 27.09.2010.

From the submissions of the learned counsel it is understood that the applicant's service as a Cook on casual basis at S.D.O., Bunglow was discontinued during the prevalence of COVID -19 though she had performed her duties from 01.03.2006 to 30.06.2020. The Tribunal after hearing the submissions is of the opinion that re-engagement as a casual worker in the post of Cook is the sole discretion of the respondent authority; therefore, the Tribunal would not like to pass any directions in this regard. However, it is convincing to the Tribunal that in the Memo 1410 dated 27.09.2010 by the Joint Secretary, Land and Land Reforms Deptt., her name, Kalyani Singh appears at sl. No. 9. This

correspondence expressed the approval for certain financial and other benefits including arrears in favour of Group-D workers with status of casual/daily rated/contractual worker. Submission is that since from this correspondence, it is clear that the applicant has also been covered by such benefit along with arrears, suitable direction may be given to the respondent authority.

Having heard the submissions and after perusal of the documents, the Tribunal being satisfied that the second prayer of the applicant for releasing her the benefits in terms of a correspondence No. 1410 dated 27.09.2010 of the Joint Secretary, the Respondent No. 3, S.D.O., Egra, Purba Mednipur is directed to examine her representation before him dated 01.04.2024 and after examination, if the applicant is found entitled for such financial benefit in terms of Memo 1410, the same may be paid to her along with arrears within a reasonable period of time, preferably within four months from the date of communication of this order. Accordingly, the application is disposed of.

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