

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

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

Case No. OA – 660 of 2017

Goutam Bala & Others - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order <u>20</u> 04.01.2022	For the Applicants	: Mr. M.N. Roy, Mr. G. Halder, Advocates.
	For the Respondents	: Mrs. S. Agarwal, Advocate

The instant application has been filed basically praying for a direction upon the respondents to re-fix the scale of pay of the applicants in accordance with the Memorandum dated 09.11.1995 dated 24.11.1997.

During the course of the hearing, the counsel for the respondent has drawn our attention to the letter dated 10.03.2015 as well as 16.09.1995, issued by the State Commandant, W.B.N.V.F. to the Principal Secretary, Department of Civil Defence, proposing conversion of the post of Section Commander (Driver) to the post of Platoon Commander (Driver) of W.B.N.V.F. Organisation from the scale of pay or Rs. 980/- to Rs. 1755/- (Scale No. 5) to Rs. 1040/- to Rs. 1920/- (Scale of 6) with retrospective effect from 01/01/1986, which is in favour of the applicant as per their representation as referred in the Memo. Dated 01.03.2010. However, on query, the counsel for the respondent is not in a position to ascertain the final decision of the authority, which is pending before the Principal Secretary, Department of Civil Defence.

During the course of the hearing, the counsel for the applicant has submitted since their grievance is pending before the authority for a long period for final decision and till date no decision has been communicated to them, it would suffice their purpose, if the Principal Secretary, Department of Civil Defence would be directed to take final decision with regard to the

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recommendation of the State Commandant dated 16.09.2015 within a stipulated period of time with follow up action.

The counsel for the respondent has no objection.

Accordingly, the Respondent No. 1 is directed to take final decision with regard to the proposal in Memo. No. 3E-14/FA/Pt/2856 dated 16.09.2015, after granting an opportunity of personal hearing to one of the representative of the applicant and communicate the applicant by way a reasoned and speaking order along with follow up action, if any, within a period of twelve weeks from the date of receipt of the order. Accordingly, the O.A. is disposed of with no order as to costs.

Since for circumstances beyond control, the Registry is unable to furnish plain copies of this order to the learned advocates for the parties, the Registry is directed to upload this order on the website of the Tribunal forthwith and parties are directed to act on the copies of the order downloaded from the website.

SAYEED AHMED BABA
MEMBER(A)

URMITA DATTA (SEN)
MEMBER (J)

A.K.P.