

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

**Case No. – OA 732 of 2019**

Kabita Majumder - **VERSUS** - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	: Ms. S. Mitra, Ld. Adv.
	For the State Respondent	: None
	For A.G., W.B.	: Mr. B. Mitra, Deptt. Rept.
<u>09</u> 05.03.2021		

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.

The Departmental representative of A.G., W.B. has raised preliminary objection on the point of limitation as the applicant has challenged the re-fixation of order dated 19.01.2011 (Annexure 'E') by which her scale was re-fixed in a reduce scale of pay. However, thereafter, she superannuated on 31.07.2011 and also accepted the pay of salary as well as pension till 2019. Even no representation has been made before the authority against such alleged wrong re-fixation.

None appears for the state respondents. Both the respondents are directed to file reply and the point of limitation be kept open.

Let the matter be listed on **30.04.2021** under the heading "**Admission Hearing**".

HS

Mrs. URMITA DATTA (SEN)  
MEMBER (J)