

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

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

**Case No. – OA-736 of 2021**

**Ekteswar Adhikary VERSUS – The State of West Bengal & Ors.**

Serial No. and Date of order	For the Applicant	:	Mr. N. Dutta, Mr. I. Roy, P.S. Das, Learned Advocates.
<u>05</u> 10.06.2022	For the State Respondents	:	Mr. S. Ghosh Learned Advocate.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 118-WBAT/1E-08/2003 (Pt.-II) dated 11<sup>th</sup> February, 2022 issued in exercise of the powers conferred under Section 6 (5) of the Administrative Tribunals Act, 1985.

On consent of both the parties, matter has been taken up.

The counsel for the applicant has submitted that there is some typographical mistake with regard to the Respondent No.1, wherein in place of Principal Secretary; it has been typed as Private Secretary. Therefore, he has prayed for leave to make appropriate correction in the cause title. Prayer is allowed.

The instant application has been filed praying for extension of benefit of Circular dated 16.09.2011, 20.05.2013 and 25.02.2016 to enhance the remuneration of the applicant who was working as a daily rated worker since 1998.

As per the applicant, this Tribunal vide order dated 12.04.2018, dispose of the earlier OA-728 of 2017 with a direction to the respondent authority to consider the representation of the applicant and to pass speaking and reasoned order. In compliance to that, Executive Engineer (Agri-Mechanical), Midnapur Circle had found him eligible as per G.O. 20.05.2013 subject to the approval of the higher authority. Thereafter, the Director of Personnel and Ex-Officio Chief Engineer also referred the case of the applicant to the Joint Secretary to the Govt. of West Bengal, WRIDD Deptt. for taking final decision. However, till

**ORDER SHEET**

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date no final decision has been communicated to him. Being aggrieved with, he has filed this instant application.

During the course of hearing, the counsel for the applicant has fairly submitted that it would suffice his purpose if the competent authority would be directed to communicate the final decision within a stipulated period of time considering the recommendation of the lower authority.

The counsel for the respondent has no objection to such proposition.

In view of the above, Principal Secretary, WRIDD Deptt. is directed to take final decision with regard to entitlement of the enhanced remuneration of the applicant and communicate his decision by way of reasoned and speaking order as per rules and circulars in this regard and communicate the decision within a period of eight weeks from the date of receipt of the order. Accordingly, OA is disposed of with no order as to costs.

URMITA DATTA (SEN)  
MEMBER (J)

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