

ORDER SHEET

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

**The Hon'ble Mrs. Urmita Datta (Sen), Member (J) &  
Hon'ble Sayeed Ahmed Baba, Member (A)**

**Case No. - OA 753 of 2021**

**Subrata Roy VERSUS – The State of West Bengal & Ors.**

Serial No. and Date of order	For the Applicant	: Mr. M.N. Roy, Mr. G. Halder, Learned Advocates.
<u>01</u> 16.11.2021	For the State Respondent	: Mr. S. Ghosh, Learned Advocate.

Affidavit of service filed be kept on record.

The instant application has been filed basically praying for full salary of the applicant as the suspension order of the applicant was revoked on 28.01.2021 and the applicant joined his duty on 1<sup>st</sup> February, 2021. However, according to the counsel for the applicant neither his full salary was restored and paid to him since February, 2021 till date nor he has been granted any benefit under ROPA, 2019. Though, he has made several representations since 08.03.2021 to 30.09.2021 (Annexure-C) but without any effect. Therefore, the applicant has prayed for a direction to the respondents to grant him full salary along with the arrears after taking into account the enhancement of the ROPA, 2019.

However, the counsel for the respondent has submitted that he may be entitled for arrears and full salary from February 2021, but he is not entitled to get the benefit of ROPA, 2019 as disciplinary proceedings and criminal proceedings are pending against him. However, the counsel for the respondent has prayed for some time to take instruction about the latest position of payment of salary. Prayer is allowed.

Let the matter be listed for '**Admission Hearing**' on **30.11.2021**.

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)**

**Mrs. URMITA DATTA (SEN)**  
**MEMBER (J)**

CSM/SS