

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- 788 of 2023

Chanchal Mukherjee - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Ms. Nandini Sharma,
Learned Advocate.

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02.09.2024.

For the State Respondents Mr. R.K. Mondal,
Learned Advocate.

For the Pr. A.G.W.B. Mr. B. Mitra.

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.

Affidavit of service filed, be kept on the record.

The prayer in this application is for a direction to the respondent authorities to implement the order of this Tribunal dated 09.10.2012 passed in OA-1727 of 2009. By this order, the Tribunal had awarded payment of interest of 12% from 01.09.2001 to 15.05.2009 on the death gratuity, interest of 12% on the group insurance of deceased employee from 01.09.2001 to 15.06.2009. The Tribunal further directed that such payment should be completed by February, 2013.

Aggrieved by such order of the Tribunal, the state respondents moved the Hon'ble High Court in WPST 69 of 2013 which was finally dismissed for default on 16.08.2023. Submissions of Mr. Mondal, learned counsel for the state respondents is that a CAN application being no. 1/2024 has been filed before the Hon'ble High Court on 11.01.2024 praying for restoration of the dismissed matter. Ms. Sharma also submits that a CCP-82 of 2023 has been filed in this Tribunal which is listed under Admission Hearing on 19.12.2024.

Since this matter relates to payment of interest, the Accountant General, Respondent No. 6 is not a necessary party. Let name of the respondent no. 6, Principal Accountant General be

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expunged from the array of respondents.

Since a related matter, CCP-82 of 2023 is listed on 19.12.2024, let this also be listed on 19.12.2024 under the heading 'Hearing'.

The matter is admitted.

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

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