

ORDER SHEET

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

**Case No. – OA 829 of 2022**

**Arun Kumar Ghosh -- VERSUS – The State of West Bengal & Ors.**

Serial No. and  
Date of order  
03  
13.06.2023

For the Applicant : Mr. G. Halder,  
Ld. Advocate.  
For the State respondent : Mr. S. Ghosh,  
Ld. Advocate.

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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The prayer in this application is for a direction to the respondent authority to release the interest of the arrear salaries/dues of the applicant with effect from July 2009 to December 2014 amounting to Rs.2,28,988/- along with 10% interest. The applicant had earlier filed an application being OA 340 of 2022 which was heard and disposed of by the Tribunal by an order dated 07.06.2022 by which the respondent authority was directed to release his arrear salaries/dues.

Submission of Mr. Ghosh is that in the said order although the Tribunal had directed the respondent authority to release the arrear salaries/dues, however, the Tribunal did not pass any order relating to payment of interest on the principal amount. Therefore, by filing another application, the matter falls under *res judicata*. Hence, it is not admissible.

Mr. G. Halder, learned advocate prays for accommodation to consult his client and submit a copy of the Tribunal's order in OA 340 of 2022.

Let the matter appear under the heading "**For Orders**" on **11.10.2023**.

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**

CSM/SS