

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-87 of 2023

Satyajit Chattopadhyay -- VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	: Mr. M.N. Roy, Mr. G. Halder, Ld. Advocates.
<u>08</u> 09.09.2024	For the State Respondent	: Mr. G.P. Banerjee, Ld. Advocate.
	For the Pr.AG (A&E), WB	: Mr. B. Mitra, Ld. Depttl. Rep.

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.

By an order of this Tribunal, it was recorded that the Principal Accountant (A&E), West Bengal in a correspondence dated 28.05.2024 had advised the Superintending Engineer, PWD with copy to respondent No. 4, the Deputy Director to calculate the penal interest in terms of Rule 296(2) of WBFR (Vol.-I). The Principal Accountant (A&E), West Bengal also advised the respondents to take a decision relating to imposing/waiving of the penal interest against the House Building Advance of principal amount of ₹4,25,000/- and interest of ₹99,000/-. From the submission of Mr. Mitra, Learned Departmental Representative today, it appears that no such decision has been taken and no communication has been issued relating to either imposing the penalty or waiving of it. Since the applicant has already taken VRS and his pension papers have not been processed, it is the direction of this Tribunal to the respondent no. 4, the Deputy Director, Akra Division, Directorate of Brick Production to take a final decision with regard to either imposing the penalty or waiving of the penal interest towards the Housing Building Advance of principal amount being ₹4,25,000/- and additional loan of ₹99,000/- within a period of 60 (sixty) days from the date of communication of this order. After such decision is taken, his pension papers be prepared and submitted before the Principal Accountant (A&E), West Bengal within a reasonable period of time, preferably within three (03) months.

Accordingly, this application is **disposed of**.

CSM/SS

SAYEED AHMED BABA
Officiating Chairperson & Member (A)