

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 947 of 2018

SARAT KUMAR JANA - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

17
18.05.2023

For the Applicant : Mr.Sankha Ghosh
Mr.Ranjit Kumar Mondal
Advocates

For the State Respondents : Mr.Goutam Pathak Banerjee
Advocate

For the Principal Accountant : Mr.Biswanath Mitra
General (A&E) West Bengal (Departmental Representative)

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.

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

The prayer in this application is for setting aside the reasoned order dated 04.05.2018 passed by the Secretary, Irrigation and Waterways Department. In terms of the Tribunal's order, the respondent authority considered the prayer of the applicant to re-fix his scale of pay to the post of Amin in scale No. 6 i.e. Rs. 300-685/- on and from 21.09.1982 to 30.05.1995. In terms of such direction by the Tribunal, the respondent has considered and by passing a reasoned order, rejected the prayer on several grounds as mentioned in the order.

Mr.S.Ghosh, learned counsel appearing on behalf of the applicant submits that the Secretary of the Irrigation and Waterways Department was wrong in passing such a reasoned order and rejecting his claim for scale No. 6.

Responding on behalf of the respondent department, Mr.G.P.Banerjee, learned counsel submits that, as can be seen from the reasoned order dated 04.05.2018, the respondent, the Secretary, Irrigation and Waterways Department has passed the order elaborately quoting specific instances. Therefore, the claim of the applicant is not considered in this application.

After hearing the submissions of the learned counsels, it is the opinion of the Tribunal that as directed, the respondent Department has passed an elaborate speaking order giving specific instances and thus rejected the prayer for Scale No. 6.

Accordingly, the Tribunal does not find any merit in this application and dispose of this application without passing any orders.

Accordingly, the application is disposed of.

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

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