

ORDER SHEET
West Bengal Administrative Tribunal

Present.-
The Hon'ble Justice Ranjit Kumar Bag
&
The Hon'ble Dr. Subesh Kumar Das

Case No. **CCP – 03 of 2018**

Tapas Kumar Dey & Others.

*Mr. Manoj Pant, the Secretary, Land & Land
Reforms Department, Government of West
Bengal, & Others.*

Versus

Serial No. and
date of order

Order of the Tribunal
with signature

Office action with date
and dated signature of
parties when necessary.

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05
08/08/2018

For the Contempt Petitioners : *Mrs. P. Chatterjee,
Learned Advocate.*

For the Contemnor OPs. : *Mr. G. P. Banerjee,
Learned Advocate.
Mr. S. Bhattacharyya,
Departmental Representative.*

Mrs. P. Chatterjee, Learned Counsel for the applicants submits that all the applicants including the applicant nos. 2, 7 and 12 have received arrears of remuneration for the period for which they worked, but predecessor in interest of the applicant nos. 2, 7 and 12 have not received arrears of remuneration. On consideration of the order dated July 20, 2017 passed by the Tribunal in connection with OA 608 of 2017, we find that the Tribunal has dealt with the prayer of the applicants who were working under the establishment of various units of the Department of Land & Land Reforms, Government of West Bengal as part time Sweeper – cum – Water Carrier. There is nothing in the order passed by the Tribunal on July 20, 2017 to indicate that the predecessor in interest of the applicants will also get arrears of remuneration in the light of the decision of the Special Bench in Alok Mala Barman & 02 others v. the State of West Bengal & Others decided on December 22, 2011 in OA 491 of 2009.

Accordingly, we do not find any merit in the submission made on behalf of the applicants that the contempt will lie against the contemnors for not disabusing arrears of remuneration to the

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Rajat	<p><i>predecessor in interest of the applicants, particularly when specific direction of the Tribunal was to take a decision by the District Land & Land Reforms Officer in respect of prayer of the applicants in the light of the decision of the Special Bench in OA 491 of 2009.</i></p> <p><i>In view of our above findings, compliance report submitted on behalf of the respondent/contemnor no.3 is accepted and the contempt application stands disposed of.</i></p> <p style="text-align: center;">S. K. DAS MEMBER(A)</p> <p style="text-align: center;">R. K. BAG MEMBER(J)</p>	

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