ORDER SHEET WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

The Hon'ble Justice Ranjit Kumar Bag

& The Hon'ble Dr. Subesh Kumar Das

Case No - <u>CCP 35 OF 2018</u>

Sujit Kumar Kundu <u>Vs</u> Mr. S. Suresh Kumar, the Principal Secretary, Labour Department, Govt. of W.B.

Serial No. and	Order of the Tribunal with signature	Office action with date and dated signature
Date of order. 1	2	of parties when necessar 3
04	For the Applicant : Mr. D.N. Roy, Learned Advocate. Mr. B. Nandy, Learned Advocate.	
06.12.2018	For the Contemnor OP: Mr. G.P. Banerjee, Learned Advocate.	
	The reasoned order passed by the contemnor is placed on	
	record by Mr. G.P. Banerjee, Learned Counsel representing the	
	contemnor. Mr. Roy, Learned Counsel representing the applicant,	
	submits that the financial benefits have not been given to the	
	applicant by the reasoned order and as such this Court can	
	intervene in the said reasoned order.	
	Having heard Learned Counsel representing both parties	
	and on consideration of the order passed by the Tribunal on June	
	22, 2017 in OA-357 of 2017, we find that the Additional Chief	
	Secretary, Labour Department, Government of West Bengal was	
	directed to take a decision on the basis of representation made	
	before him by the applicant on January 18, 2017 and such	
	decision will have to be taken after giving the applicant an	
	opportunity of hearing and the decision must be communicated to	
	the applicant. On perusal of the reasoned order passed by the	
	contemnor, we find that the order of the Tribunal was complied	
	with by the contemnor. The legality and the validity of the	
	reasoned order cannot be decided by the Tribunal in the Contempt	
	Application, as the same will be beyond the scope of the direction	
	given by the Tribunal in OA-357 of 2017.	
	With the above observation, the contempt application	
	stands disposed of.	
	Let a plain copy of this order be supplied to both parties.	
	(S.K. DAS) MEMBER(A) (R. K. BAG) MEMBER (J)	
Sanjib		

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Mr.

Form No.

Vs. The State of West Bengal & Ors.

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