

ORDER SHEET
West Bengal Administrative Tribunal

Present.-
The Hon'ble Mrs. Urmita Datta (Sen)
&
The Hon'ble Dr. A. K. Chanda

Case No. **CCP – 48 of 2017**

*Prof. Dr. Manju Banerjee, Director, Institute of
Post Graduate Medical Education & Research &*

Krishna Majumder

Versus *Others.*

Serial No. and date of order 1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary. 3
<u>06</u> 19/04/2018	<p>For the Applicant : Mrs. Sunita Agarwal, Advocate.</p> <p>For the State Respondents : Mr. Soumendra Narayan Ray, Advocate.</p> <p style="text-align: center;"><i>This is a case of a widow of a deceased Government employee aged about 82 years who filed the OA No. 775 of 2015 which was disposed of vide order dated 08/12/2016 with the following direction :</i></p> <p style="text-align: center;"><i>“This appears to be very unfortunate for a spouse of an Associate Professor to knock at the doors of departments and courts to get the rightful dues for such a long period. The department should not be given any further opportunity to delay this matter and harass the spouse of such an ex-government employee.</i></p> <p style="text-align: center;"><i>We have taken everything into consideration and dispose of this application with a direction</i></p>	

ORDER SHEET – (Continuation)

Form No.

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	<p style="text-align: center;"><i>on all the Respondents in particular the Director, IPGME&R & SSKM Hospital, Kolkata to issue pension sanction order of Associate Professor Dr. Amiya Kanti Majumdar, since deceased, revised family pension sanction order in favour of applicant Smt. Krishna Majumdar as well as order in respect of all admissible retiral dues of Dr. Amiya Kanti Majumdar within a period of two months from the date of communication of this order. We direct the Principal Accountant General (A&E), West Bengal also to issue necessary payment order upon receipt of the sanctioned order from the department concerned, within a period of two weeks."</i></p> <p style="text-align: center;"><i>The Counsel for the applicant has submitted that till date, the order has not been complied with fully, though, the order was passed way back in 2016.</i></p>	

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	<p style="text-align: center;"><i>Today, the Counsel for the contemnors, Mr. Soumendra Narayan Ray has appeared and tried to convince the Court by showing of some documents that the order dated 08/12/2016 has been fully complied with.</i></p> <p style="text-align: center;"><i>However, it is noted that Mr. Soumendra Narayan Ray has appeared without any vakalatnama on behalf of any of the contemnors. Therefore, his presence cannot be recorded neither the documents can be treated as compliance report, since, it is not a compliance report at all but intra departmental Memo dated 26/08/2017. Therefore, we are constrained to observe that this is not the proper way either to make appearance or to submit the compliance report. Therefore, the documents and the appearance of the Counsel is not accepted. However, as a last chance, since the applicant is 82 years old senior citizen, two weeks time is granted to the respondents / contemnors to comply with the order and to file compliance report thereof.</i></p> <p style="text-align: center;"><i>The Counsel for the applicant has prayed for leave to implead the present incumbent as contemnor no.1A, Prof. Dr. Ajay Kumar Roy,</i></p>	

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Rajat	<p><i>Director, Institute of Post Graduate Medical Education & Research. Prayer is allowed.</i></p> <p style="text-align: center;"><i>The Registry is directed to serve a copy of today's order to all the contemnors by tomorrow.</i></p> <p style="text-align: center;"><i>Let the matter be listed on 10.05.2018.</i></p> <p style="text-align: center;"><i>Plain copy.</i></p> <p style="text-align: center;">Dr. A. K. CHANDA MEMBER(A)</p> <p style="text-align: center;">URMITA DATTA (SEN) MEMBER(J)</p>	

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