

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble Justice Soumitra Pal
& The Hon'ble Subesh Kumar Das**

Case No – CCP 54 OF 2017

Tridip Kumar Jha & Others Vs Shri Kausik Chatterjee, Secy, Irrigation & Waterways

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
12 <hr/> 31.01.2019	<p><i>For the Applicant : Mr. S. Ghosh, Mr. R.K. Mondal, Learned Advocates.</i></p> <p><i>For the Respondents : Mr. D. Koley, Learned Advocate.</i></p> <p><i>This contempt application has been filed alleging non-compliance of the directions contained in the order dated December 9, 2016 in OA-825 of 2016 which was heard along with MA-193 of 2016. Heard Mr. S. Ghosh, learned advocate for the applicant and Mr. D. Koley, learned advocate for the alleged contemnor.</i></p> <p><i>It appears that by order dated December 9, 2016 passed in OA-825 of 2016 which was heard along with MA-193 of 2016 the Tribunal had disposed of the application by directing as under :</i></p> <p><i>“In the facts above, we direct the State Respondents, in particular, the Executive Engineer, Teesta Canal Division – I, Islampur, Uttar Dinajpur to consider the representation of the applicants dated 23.11.2016 in terms of the memo of the Finance Department dated 25.02.2016 and in accordance with the rules within a period of six months from the date of communication of the order by way of passing a reasoned order and to convey the reasoned order to the applicants within two</i></p>	

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weeks thereafter.”

It appears from the compliance report that an order has been passed on June 5, 2018 by the alleged contemnor. It is submitted by Mr. S. Ghosh, learned advocate appearing for the applicant that the said order is not in accordance with the directions contained in the order dated December 9, 2016 and prays that direction be issued on the alleged contemnor to pass an order afresh.

Learned advocate for the alleged contemnor submits that order has been passed in consonance with the directions contained in the order dated December 9, 2016 passed by the Tribunal.

Heard learned advocates for the parties. Perused the order dated June 5, 2018. In our view the order dated June 5, 2018 is in substantial compliance of the order passed by the Tribunal. Therefore, no order is passed on the contempt application. The applicant is at liberty to challenge the order dated June 5, 2018, if so advised. The contempt application is disposed of.

(S.K.DAS)
Member (A)

(SOUMITRA PAL)
Chairman

H.S/CSM/SS