

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble JUSTICE RANJIT KUMAR BAG
& The Hon'ble DR. SUBESH KUMAR DAS**

Case No – CCP 59 OF 2019 (OA 965 OF 2015)

Sailendu Sinha Roy Vs **Mr. M. Panth, L & LR Deptt., Government of West Bengal**

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
<p style="text-align: center;">03 <hr/>21.01.2020</p>	<p><i>For the Applicant : Mr. A. Hati, Learned Advocate.</i></p> <p><i>For the Contemnor/O.P. : Mr. G.P. Banerjee, Learned Advocate. Ms. R. Sarkar, Departmental Representative.</i></p> <p style="text-align: center;"><i>The applicant has prayed for issuance of the contempt rule against the contemnor for wilful violation of the order dated January 09, 2019 passed by this Tribunal in OA No. 965 of 2015.</i></p> <p style="text-align: center;"><i>On consideration of order dated January 09, 2019 passed by this Tribunal in OA 965 of 2015, we find that this Tribunal passed the following direction to the Principal Secretary to the Government of West Bengal, Department of Land & Land Reforms :</i></p> <p style="text-align: center;">“In view of our above observation, the respondent no. 1, Principal Secretary to the Government of West Bengal, Department of Land & Land Reforms is directed to consider whether the applicant is entitled to get benefit of MCAS on completion of 25 years of service as described in letter no. 813-LA dated October 15, 2014 (Annexure O to the original application) in accordance with rules within a period of 12</p>	

ORDER SHEET

Sailendu Sinha Roy

Form No.

Vs.

Mr. M. Panth, L & LR Deptt., Government of West Bengal

Case No. CCP 59 OF 2019 (OA 965 OF 2015)

(twelve) weeks from the date of communication of this order and take necessary follow up action, if any, after giving an intimation in this regard to the applicant within a period of 4 (four) weeks thereafter.”

Mr. G.P. Banerjee, Learned Counsel appearing on behalf of the contemnor has produced copy of order No. 751/1(7)LA dated November 07, 2019 issued by the First Land Acquisition Collector, Kolkata by annexing copy of order dated November 07, 2019 issued by the First Land Acquisition Collector, Kolkata for refixation of pay of the applicant by giving benefit of MCAS for completion of satisfactory service of 25 years w.e.f. June 01, 2004. It also appears from Memo No. 72-L/A dated January 16, 2020 issued by the First Land Acquisition Collector, Kolkata that the case of the applicant has already been forwarded to the Principal Accountant General (A&E), West Bengal for revision of pension of the applicant on the basis of last revised pay drawn by the applicant.

Mr. Hati, Learned Counsel for the applicant has prayed for accommodation for going through the copies order of compliance of the direction of the Tribunal on the ground that the copies of the orders were supplied to him today. We are unable to accept this contention of Mr. Hati, as we find from the copies of the orders that the contemnor has already complied with the direction given by the Tribunal on January 09, 2019 in OA No. 965 of

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Sailendu Sinha Roy

Form No.

Vs.

Mr. M. Panth, L & LR Deptt., Government of West Bengal

Case No. CCP 59 OF 2019 (OA 965 OF 2015)

2015.

In view of our above findings, the contempt application stands disposed of.

Let a plain copy of the order be supplied to both parties.

(S.K.DAS)

Member (A)

(R.K.BAG)

Member (J)

H.S