ORDER SHEET West Bengal Administrative Tribunal

Present.-

The Hon'ble Justice Ranjit Kumar Bag

&

The Hon'ble Dr. Subesh Kumar Das

Case No.

Mr. R. Learn For the State Respondents : Mr. R. Learn For the Principal Accountant : Mr. General (A&E), West Bengal Departation Case No. CCP -79 of 2017 : Prafit Chaudhuri Vs. Mr. Nabeen Provide Secretary, Irrigation Department, Government of West Others. For the Applicant : Mr. R.	
07 10/07/2018Case No. CCP - 73 of 2017 : Suc Jana Vs. Mr. Koushick Chat Secretary, Irrigation & Department, Government of West Others.For the Applicant:Mr. S. Mr. R. LearnFor the State Respondents :Mr. LearnFor the Principal Accountant :Mr. Department, Government of West Others.Case No. CCP -79 of 2017 : Prafic Chaudhuri Vs. Mr. Nabeen Pro- Secretary, Irrigation & Department, Government of West Others.For the Applicant :Mr. S. Mr. Nabeen Pro- Secretary, Irrigation & Department, Government of West Others.For the Applicant :Mr. S. Mr. R.	Office action with date and dated signature of parties when necessary
 10/07/2018 Jana Vs. Mr. Koushick Chats Secretary, Irrigation & Department, Government of West Others. For the Applicant : Mr. S. Mr. R. Learn For the State Respondents : Mr. Learn For the Principal Accountant : Mr General (A&E), West Bengal Department Chaudhuri Vs. Mr. Nabeen Pro Secretary, Irrigation & Department, Government of West Others. For the Applicant : Mr. S. Mr. R. 	3
Mr. R. Learn For the State Respondents : Mr. R. Learn For the State Respondents : Mr. Learn For the Principal Accountant : Mr. General (A&E), West Bengal Departal Department, Sovernment of West Others. For the Applicant : Mr. S. Mr. R.	erjee, the Waterways
Lean For the Principal Accountant : Mr General (A&E), West Bengal De Case No. CCP –79 of 2017 : Prafic Chaudhuri Vs. Mr. Nabeen Pro Secretary, Irrigation & Department, Government of West Others. For the Applicant : Mr. S. Mr. R.	Ghosh, K. Mondal, ed Advocates.
General (A&E), West BengalDepCase No. CCP -79 of 2017 : Prafic Chaudhuri Vs. Mr. Nabeen Pro Secretary, Irrigation & Department, Government of West Others.For the Applicant: Mr. S. Mr. R.	S. N. Ray, ned Advocate.
ChaudhuriVs.Mr.NabeenProSecretary,Irrigation&Department,GovernmentofWestOthers.Mr. S.For the Applicant:Mr. S.Mr. R.	B. Mitra, partmental Representative.
Mr. R.	kash, the Waterways
	Ghosh, K. Mondal, d Advocates.
=	5. N. Ray, ned Advocate.
-	B. Mitra, partmental Representative.

Form No.

Vs Case No Serial No. and Order of the Tribunal Office action with date date of order with signature and dated signature of parties when necessary. 1 2 3 Case No. CCP - 81 of 2017 : Archana Manna Mr. Nabeen Prakash, the Vs. Secretary, Irrigation Waterways & Department, Government of West Bengal & Others. Mr. S. Ghosh, For the Applicant : Mr. R. K. Mondal, Learned Advocates. For the State Respondents : Mr. S. N. Ray, Learned Advocate. For the Principal Accountant : Mr. B. Mitra, General (A&E), West Bengal Departmental Representative. Case No. CCP - 106 of 2017 : Manabi Pramanick Vs. Mr. Goutam Chatterjee, the *Irrigation* Waterways Secretary, & Department, Government of West Bengal & Others. Mr. S. Ghosh, For the Applicant : Mr. R. K. Mondal. Learned Advocates. For the State Respondents : Mr. S. N. Ray, Learned Advocate. For the Principal Accountant : Mr. B. Mitra, Departmental Representative. General (A&E), West Bengal

Page No. 2

Form No.

Page No. 3

Vs

Serial No. and	Order of the Tribunal Office action with	
date of order	with signature and dated signatur	
1	2 parties when neces 3	sary
1	Case No. CCP – 104 of 2017 : Amitabha Basu	
	& Others. Vs. Mr. Goutam Chatterjee, the	
	Secretary, Irrigation & Waterways	
	Department, Government of West Bengal & Others.	
	For the Applicants : Mr. S. Ghosh,	
	Mr. R. K. Mondal,	
	Learned Advocates.	
	For the State Respondents : Mr. S. N. Ray, Learned Advocate.	
	For the Principal Accountant :Mr. B. Mitra,General (A&E), West BengalDepartmental Representative.	
	CCP 104 of 2017 is treated as on day's list	
	with consent of Learned Counsel of both parties, as	
	the said contempt application should have been	
	listed on this date on the basis of order dated May	
	10, 2018 passed in said contempt application.	
	It appears from the original order for whose	
	wilful violation all the contempt applications have	
	been filed by the respective applicants, that the	
	contemnors would grant to the applicants benefit of	
	Carrier Advancement Scheme by treating scale of	
	pay awarded to the applicants in terms of orders of	
	the Hon'ble High Court at Calcutta as basic scale	
	of pay in terms of GO dated June 21, 1990	

Form No.

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Vs

Case No	•••••	
Serial No. and date of order	Order of the Tribunal with signature	Office action with date and dated signature of parties when necessary.
1	2	3
	followed by fixation in respect subsequent benefits	
	in accordance with rules by which the applicants	
	are governed. The original order further points out	
	that it not is permissible to deduct any amount	
	already paid to the applicants on account of earlier	
	Carrier Advancement Scheme and if such	
	deduction has already been made, then the	
	amount of overdrawal must be refunded to the	
	applicants.	
	The compliance report submitted on behalf of	
	the contemnor of each of the contempt applications	
	goes to show that the direction of the Tribunal has	
	already been complied with by refixation of pay of	
	the applicants and by disbursement of arrears and	
	by taking steps for revision of pension on the basis	
	of the revised pay of the applicants.	
	Mr. Ghosh, Learned Counsel appearing on	
	behalf of the applicants submits that pay of the	
	applicants has already been refixed and the	
	amount of overdrawal has already been refunded,	
	but arrears of pay have not been disbursed in all	
	respects.	

Form No.

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Vs

Case No		
Serial No. and date of order	Order of the Tribunal with signature	Office action with date and dated signature of
1	2	parties when necessary. 3
	On close scrutiny of the original order for	
	whose violation the contempt applications have	
	been filed, we find that payment of arrears of	
	salary including arrears of gratuity and arrears of	
	leave encashment are not falling within the ambit	
	of the said original order. Accordingly, we are of	
	the view that the contemnors have complied with	
	the direction given by the Tribunal. So, all the	
	contempt applications stand disposed of.	
	Let a plain copy of this order be supplied to	
	all the parties.	
	S. K. DAS R. K. BAG	
	MEMBER(A) MEMBER(J)	
Rajat		

Page No. 6

ORDER SHEET – (Continuation)

Form No.

Vs

Case NoSerial No. and
date of orderOrder of the Tribunal
with signatureOffice action with date
and dated signature of
parties when necessary.123