

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member (J) &
The Hon'ble P. Ramesh Kumar, Member (A).

CCP-85 OF 2015 (OA- 738 of 2013)

Abdus Samad Vs The State of West Bengal & Ors.

| 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 |
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| <p style="text-align: center;">33 25.02.2020</p> <p>Page /1</p> | <p>For the petitioner : Mr. S.M. Ismail, Learned Advocate.</p> <p>For the respondent : Mr. S.N. Roy, Learned Advocate.</p> <p style="text-align: center;">The instant application has been filed being aggrieved with the non compliance of the order dated 04.09.2014, whereby the following direction was passed :-</p> <p style="text-align: center;">“We accordingly set aside only the retrospective operation of the orders dated 13.05.2013 and 27.05.2013. The orders shall have only prospective effect. As regards the prayer of the petitioner to reinstate him in the post of Chief Inspector, we direct the respondents to consider the same according to rules and regulation.”</p> <p style="text-align: center;">The contemnor has filed their compliance report and has submitted that as the Tribunal had already affirmed the reversion order dated 13.05.2013 and 27.05.2013, whereby the applicant was reverted from the</p> | |

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| <p style="text-align: center;">33 25.02.2020</p> <p>SC</p> | <p>post of Chief Inspector as he was posted to the said post by mistake, however, the Tribunal had only interfered with the said order with regard to retrospective effect only. Therefore, the applicant got reverted back to his earlier post from the date of issue of the said orders. However, this Tribunal had also directed to consider the case as per rules and as per rules there is no difference between the post of UDA and Chief Inspector except the nomenclature and the applicant does not loss his seniority, status or any financial loss. Therefore, the counsel for the contemnor has prayed dropping of the contempt application.</p> <p style="text-align: center;">Heard the parties and perused the records. It is noted that substantial compliance has been made. Accordingly CCPA is dropped. Notices are discharged.</p> <p style="text-align: center;">P. RAMESH KUMAR MEMBER (A)</p> <p style="text-align: center;">URMITA DATTA (SEN) MEMBER (J)</p> | |

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| 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 |
|--|---|--|
| Page /2 02 ----- 14.02.2020 | | |

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| 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 |
|---|---|--|
| sc Page /3 04 <hr/> 04.02.2020 | | |

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|---|---|--|
| sc P/4 02 <hr/> 15.02.2019 | | |

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| P/5 02 15.02.2019 | | |

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| 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>P/6</p> <hr/> <p>02 15.02.2019</p> | | |

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