

**ORDER SHEET****WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

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

Case No – CCP -90 OF 2017.

Nemai Bairagi & Others. Vs Mr. Dibyendu Bhattacharya, ADM & District Land & Land Reforms  
Officer, North 24 Pgs., 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>06 <hr/>07/06/2018</p>	<p>For the Contempt Petitioner : Mr. Samarendra Nath Biswas, Advocates.</p> <p>For the Contemnor O.P. : Mr. Goutam Pathak Banerjee, Advocate.</p> <p>For the Contemnor O.P. : Mr. Abhijit Dutta, Mr. Aniruddha De, Mrs. Ruma Sarkar, Departmental Representatives.</p> <p><i>The counsel for the contemnor today has filed one compliance report wherein they have enclosed the decision dated 5.4.2017 which has been communicated to the counsel for the applicant vide letter dated 30.8.2017. However, according to the counsel for the applicant though the decision in favour of the applicant to make payment has already been communicated to him but till date no payment has been made. Therefore, the order has not been fully complied with. We have heard the parties and perused the records. It is noted that this Tribunal vide their order dated 14.03.2017 has observed inter alia;</i></p> <p style="text-align: center;"><b>“We have perused the same.</b></p> <p style="text-align: center;"><b>The Applicant has made a representation before</b></p>	

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Form No. ....

**Vs.**

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	<p><b><i>the ADM and District Land and Land Reforms Officer, North 24-Parganars (Annexure P-3).</i></b></p> <p><b><i>We feel the ADM will now take a decision on the basis of the said representation in the light of the order passed by the Tribunal in the case of OA No. 1115 of 2015 (Biswajit Saha &amp; Ors-Vs-State of West Bengal &amp; Others) disposed of on 06.04.2016.</i></b></p> <p><b><i>Before a decision is taken by the ADM and District Land and Land Reforms Officer, North 24-Parganas, he will give an opportunity of hearing to the applicants and thereafter communicate the same.</i></b></p> <p><b><i>The entire exercise as directed by the Tribunal shall be completed within a period of one month from the communication of this order.”</i></b></p>	

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GM	<p><i>From the perusal of the aforesaid order it is noted that the respondents were directed to take decision and to communicate the same to the applicants in the light of the judgement passed in OA 1047 of 2016. The respondents vide their order dated 5.4.17 had taken decision to extend the benefit of that OA 1047 of 2016 which has already been communicated to the counsel for the applicant on 30.08.17. Therefore, in our view our order has been substantially complied with. It has been further submitted by the counsel for the contemnors that they are also in the process of making payments to the applicants.</i></p> <p><i>Accordingly, in view of the above, <b>CCP is dropped</b> and notices are discharged.</i></p> <p><b>DR. A.K. CHANDA</b> <b>MEMBER(A)</b></p> <p><b>URMITA DATTA (SEN)</b> <b>MEMBER(J)</b></p>	