

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Dr. Subesh Kumar Das**

Case No – MA-11 of 2018 arising out of OA 1314 OF 2016

Safiul Shams 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
8 27.11.2018	<p>For the Applicant : Mr. B. Tiwari, Learned Advocate.</p> <p>For the Respondents : Mr. R.A. Chowdhury, Learned Advocate.</p> <p>MA 11 of 2018 arising out of OA 1314 of 2016 has not been pressed by the Learned Counsel for the applicant and as such the said Miscellaneous Application being MA 11 of 2018 is dismissed as not pressed.</p> <p>The applicant has prayed for direction upon the respondents to pay remuneration to the applicant in terms of Finance Department Memo No. 1107-F(P) dated February 25, 2016.</p> <p>It appears from the materials on record that the applicant was engaged as Daily Rated Casual Employee in the office of Government Pleader, Malda in the month of March, 2004. It also appears from the pay slip issued in favour of the applicant from the office of District Magistrate and Collector, Malda that the applicant received remuneration of Rs.7,859/- for the month of July , 2017. The grievance of the applicant is that he has not been given remuneration in terms of Government orders issued from time to time by the Finance Department, Audit Branch, Government of West Bengal in respect of Daily Rated Casual</p>	

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Employees working under different establishments of Government of West Bengal.

Having heard Learned Counsel representing both parties and on consideration of the materials on record, we are of the view that the respondent No. 3 should consider the entitlement of the applicant to get remuneration in terms of Government orders issued by the Finance Department, Audit Branch, Government of West Bengal in respect of Daily Rated Casual Employees. Accordingly, respondent No. 3, District Magistrate and Collector, Malda is directed to consider the entitlement of the applicant to get remuneration in terms of Memo No. 9008-F(P) dated September 16, 2011, Memo No. 4011-F(P) dated May 20, 2013 and Memo No. 1107-F(P) dated February 25, 2016 issued by the Finance Department, Audit Branch, Government of West Bengal within a period of twelve weeks from the date of communication of the order and take necessary follow-up action, if any, after giving intimation to the applicant within a period of four weeks thereafter.

With the above direction, the original 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)

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