

ORDER SHEET
West Bengal Administrative Tribunal

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

Case No. **OA-1014 of 2015**

Krishna Mandal & Ors.

Versus

The State of West Bengal & Ors.

Serial No. and
date of order

Order of the Tribunal
with signature

Office action with date
and dated signature of
parties when necessary.

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18/12/2018

For the Applicant : *Mr. S. Pal,*
Ld. Advocate.

For the State Respondent : *Mrs. S. Agarwal,*
Ld. Advocate.

Liberty is given to the applicants to implead the Principal Secretary to the Government of West Bengal, Department of Fisheries, MEEN BHAVAN, Sector V, Salt Lake City, Kolkata – 700 091 as Respondent No. 5 by way of amendment of Cause-title of the original application in course of this day.

The applicants have prayed for direction upon the respondents for grant of remuneration in terms of Memorandum No. 9008-F(P) dated September 16, 2011 issued by the Finance Department, Audit Branch, Government of West Bengal.

The contention of the applicants is that they have been engaged as Daily Rated Employee at Baro Sagardighi Model Fish Farm, Baro Sagardighi, Malda on different dates, months and years during the period from 01.04.1996 to 01.01.2000 on payment of remuneration of Rs. 101/- per day. The further contention of the applicants is that they have been still working as Daily Rated Employee in the said Farm, but they have been deprived of the remuneration for which they are entitled

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| | <p><i>in terms of Memorandum No. 9008-F(P) dated September 16, 2011 issued by the Finance Department, Audit Branch, Government of West Bengal.</i></p> <p><i>The state respondents have admitted in paragraph 8 of the reply that the applicants are receiving remuneration @ Rs. 224/- per day for 26 working days in a month and thereby getting a total sum of Rs. 5824/- per month.</i></p> <p><i>Having heard Learned Counsel representing both parties and on consideration of the materials on record, we are of the view that the entitlement of the applicant to get remuneration as Daily Rated Employee in terms of Finance Department's Memorandum No. 9008-F(P) dated September 16, 2011 need to be considered by the Respondent No. 5 within specific period of time.</i></p> <p><i>Accordingly, we direct the Respondent No. 5, the Principal Secretary to the Government of West Bengal, Department of Fisheries to consider the entitlement of the applicants to get remuneration as Daily Rated Employee in terms of Memorandum No. 9008-F(P) dated September 16, 2011 issued by the Finance Department, Audit Branch, Government of West Bengal within a period of 12 (twelve) weeks from the date of communication of the order and take necessary follow up action, if any, within a period of 4 (four) weeks thereafter.</i></p> | |

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| | <p><i>With the above direction, the original application stands disposed of.</i></p> <p><i>Let a Plain Copy of the order be supplied to both parties.</i></p> <p>S. K. DAS MEMBER(A)</p> <p>R. K. BAG MEMBER(J)</p> | |

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