

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Present-**

**The Hon'ble JUSTICE RANJIT KUMAR BAG**

**& The Hon'ble DR. SUBESH KUMAR DAS**

**Case No – OA 629 OF 2016**

*Bata Krishna Mandal* v/s **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
<p style="text-align: center;">06 <hr/>29.11.2018</p>	<p><i>For the Applicant : Mr. N.D. Paitandi, Learned Advocate.</i></p> <p><i>For the State Respondents : None</i></p> <p><i>The applicant has prayed for direction upon the respondents for payment of remuneration in terms of Finance Department Notification No. 9008-F(P) dated September 06, 2011 and Memorandum No. 4011-F(P) dated May 20, 2013 and also for regularisation of service of the applicant.</i></p> <p><i>None appears on behalf of the respondents on call. The contention of the applicant is that he has been working as daily rated casual employee in the establishment of District Magistrate and Collector, Birbhum for considerable period of time, but he has been deprived of financial benefits in terms of Memorandum issued from time to time by the Finance Department, Audit Branch, Government of West Bengal. On consideration of the fact that the applicant was paid remuneration from the office of District Magistrate, Birbhum, we are of the view that the issue whether the applicant is entitled to get the benefit as prayed for should be decided by the District Magistrate and Collector, Birbhum.</i></p>	

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*Accordingly, the respondent no. 2, District Magistrate and Collector, Birbhum is directed to consider the entitlement of the applicant to get the remuneration in terms of Finance Department Memorandum No. 9008-F(P) dated September 16, 2011 and Memorandum No. 4011-F(P) dated May 20, 2013 and subsequent Memorandum issued in this regard 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 to take necessary follow up action, if any, after giving an intimation to the applicant within a period of 4 (four) weeks thereafter.*

*With the above direction, the original application is disposed of.*

*Let a plain copy of the order be supplied to both parties.*

**( S.K.DAS )  
Member ( A )**

**( R.K.BAG )  
Member ( J )**

*H.S*

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