

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

The Hon'ble JUSTICE RANJIT KUMAR BAG

& The Hon'ble DR. SUBESH KUMAR DAS

Case No – OA 729 OF 2015

Chaina Pal De 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
15 <hr/> 02.01.2019	<p><i>For the Applicant : Mrs. S. Mitra, Learned Advocate.</i></p> <p><i>For the State Respondents : Mr. S. Ghosh, Learned Advocate.</i></p> <p><i>The applicant has prayed for direction upon the respondents for grant of House Rent Allowances to the applicant with immediate effect.</i></p> <p><i>The applicant claims to be Staff Nurse Grade- II in the establishment of the respondent no. 5, Block Medical Officer of Health, Joypur, Bankura. The contention of the applicant is that she was allotted quarters which was not fit for occupation and as such the applicant was compelled to reside in rented accommodation near the hospital. The further contention of the applicant is that on March 08, 2014, the applicant submitted one representation before the respondent no. 4, Chief Medical of Health, Bankura through proper channel, but the said representation has not yet been considered by the concerned respondent.</i></p>	

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	<p><i>With the above factual matrix, Learned Counsel for the applicant submits that the applicant is entitled to get House Rent Allowance at par with the employees working in the establishment of the respondent no. 5. On the other hand, Learned Counsel representing the state respondents submits that the quarter no. 10 was allotted in favour of the applicant after her joining at Joypur Block Primary Health Centre on March 04, 2008. He further submits that at present the applicant is posted at Uttarbar Primary Health Centre under Joypur Block Primary Health Centre, Bankura which is situated at a distance of about 22 k.m. from Joypur Block Primary Health Centre.</i></p> <p><i>Having heard Learned Counsel representing both parties, we are of the view that the respondent no. 4 should consider the representation submitted by the applicant for deciding whether the applicant is entitled to get House Rent Allowance for not occupying government quarters which, according to the applicant, is not fit for occupation.</i></p> <p><i>Accordingly, the respondent no. 4, Chief Medical Officer of Health, Bankura is directed to consider the representation submitted by the applicant on March 08, 2014 (page 26 to the original application) and decide</i></p>	
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whether the applicant is entitled to get House Rent Allowances with immediate effect by passing a reasoned order within a period of 8 (eight) weeks from the date of communication of this order and take necessary follow up action, if any, 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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