

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Present-**

**The Hon'ble JUSTICE RANJIT KUMAR BAG  
& The Hon'ble DR. SUBESH KUMAR DAS**

**Case No – OA 879 OF 2016**

*Dr Nirmalendu Purkayastha* 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
<p style="text-align: center;">12 <hr/>25.07.2019</p>	<p><i>For the Applicant : Mr. B.R. Neogi, Learned Advocate.</i></p> <p><i>For the State Respondents : Mr. G.P. Banerjee, Learned Advocate.</i></p> <p><i>The applicant has prayed for direction upon the respondents for payment of salary on the basis of fixation of pay as on April 01, 2015 and grant of benefit of Carrier Advancement Scheme after regularisation of absence of the applicant from duty for 471 days.</i></p> <p><i>Learned Counsel appearing on behalf of the applicant has not pressed for prayer of the applicant for grant of benefit of Carrier Advancement Scheme after regularisation of absence of the applicant for 471 days.</i></p> <p><i>The only contention made on behalf of the applicant is that he was entitled to get basic pay of Rs. 29,460/- and Grade Pay of Rs. 5,400/- with effect from July 01, 2015 in terms of order of fixation dated January 04, 2016 issued by the Superintendent, Panihati State General Hospital, but the applicant was paid the salary by taking into consideration his basic pay of Rs. 28,780/- as on July 01, 2015. The grievance of the applicant is that the representation submitted by the applicant in this regard</i></p>	

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Form No. ....

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.....

*before the Superintendent, Panihati State General Hospital has not been addressed as yet.*

*Having heard Learned Counsel representing both parties and on consideration of the materials on record, we are of the view that the respondent no. 4, Chief Medical Officer of Health, North 24-Parganas will take steps for payment of salary to the applicant in terms of order for fixation of pay of the applicant w.e.f July 01, 2015 issued by the Superintendent, Panihati State General Hospital on verification on record. Accordingly, the respondent no. 4, Chief Medical Officer of Health, North 24-Parganas is directed to take steps for payment of salary to the applicant in terms of the order of fixation of pay of the applicant by the Superintendent, Panihati State General Hospital on January 04, 2016 with effect from July 01, 2015 on verification of office records, if the said amount has not been paid as yet, within a period of 12 weeks from the date of communication of the order.*

*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*