

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

The Hon'ble Mrs. Urmita Datta (Sen), Member (J)

The Hon'ble Mr. P. Ramesh Kumar, Member (A)

Case No – OA-172 of 2018.Lakshman Mohan Sur. Vs The State of West Bengal & Others.

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;">14</p> <p style="text-align: center;">-----</p> <p style="text-align: center;">10-06-2019</p>	<p>For the Applicant : Mrs. S. Adhikary, Mr. A. Ghosh, Advocates.</p> <p>For the State Respondents : Mr. S. K. Chakraborty, Advocate.</p> <p style="text-align: center;">During the course of hearing, it is noted that when the applicant approached the Hon'ble High Court in Writ Petition No. 2750(W) of 2017, then he had already prayed for interest of 18% upon the arrear subsistence allowance from July 2012 till November, 2017 at prayer 'B' of the prayers made in Writ Petition and the Hon'ble High Court while disposing of the Writ Petition did not pass any order by way of giving direction to the respondents to disburse interest upon the arrear subsistence allowance. Therefore whether the same issue can be raised before this Tribunal or not in this regard. The Counsel for the applicant has submitted that since the respondent never raised the said</p>	

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Lakshman Mohan Sur

Form No.

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Mihir	<p>issue in their reply. There is no bar for the Tribunal to entertain the application.</p> <p>However the Counsel for the applicant has prayed for one last accommodation to satisfy the Court on the point of limitation. Prayer is allowed. Let the matter be listed on 19-08-2019 under the same heading.</p> <p>P. RAMESH KUMAR MEMBER(A)</p> <p>URMITA DATTA (SEN) MEMBER(J)</p>	