

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

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

Case No – OA 483 OF 2018

Alok Ghosh 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
2 17.12.2018	<p>For the Applicant : Mrs. S. Mukherjee, Learned Advocate.</p> <p>For the Respondents : None.</p> <p>The applicant has prayed for direction upon the respondents for grant of remuneration to the applicant in terms of Memorandum No. 2966-F(P) dated April, 23, 2010 issued by the Finance Department, Audit Branch, Government of West Bengal.</p> <p>It appears from the materials on record that the applicant was working as Part-time Casual employee in the establishment of the Respondent no. 5. It further appears from the materials on record that the applicant was paid remuneration @Rs.125/- p.m. from the date of engagement till December 31, 2006. The contention of the applicant is that he worked in the same establishment till March 31, 2013. The grievance of the applicant is that he has not been paid remuneration in terms of Memorandum dated April 23, 2010 issued by the Finance Department, Audit Branch, Government of West Bengal.</p> <p>None appears on behalf of the State Respondents in spite of</p>	

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service of notice as reflected from the affidavit of service filed on behalf of the applicant. Learned Counsel for the applicant has tried to impress upon the Bench that the applicant is a Casual employee having the right to receive remuneration @6600/- p.m. On consideration of the materials on record, we cannot persuade ourselves to hold that the applicant is a full time Casual employee entitled to get remuneration @6600/- p.m. What transpires from the materials on record is that the applicant is a Part-time Casual employee and as such he may get remuneration @Rs.2000/- p.m. in terms of Memorandum No. 3227-F dated May 20, 2009 issued by the Finance Department, Audit Branch, Government of West Bengal.

In view of our above findings, the Respondent No. 5, Principal, Sevanagar Government Primary Teachers Training Institution is directed to consider the entitlement of the applicant to get remuneration as Part-time Casual employee in terms of Memorandum issued by the Finance Department, Audit Branch, Government of West Bengal including Memorandum No. 3227-F dated May 20, 2009 issued by the Finance Department, Audit Branch, Government of West Bengal within a period of 12 weeks from the date of communication of the order and take necessary follow-up action, if any, for payment of arrears of remuneration within a period of 4 weeks thereafter.

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<p>Rajib</p>	<p>With the above direction, the original application stands disposed of.</p> <p>Let a plain copy of the order be supplied to the applicant.</p> <p>(S.K. DAS) MEMBER(A)</p> <p>(R. K. BAG) MEMBER (J)</p>	
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