

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – CCP-9 of 2019 (OA-786 of 2015)

Durga Pramanik & Ors. VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. R.K. Mondal,
Learned Advocate.

25
22.6.2022

For the State
Respondents : Mr. G.P. Banerjee,
Learned Advocate.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 118-WBAT/1E-08/2003 (Pt.-II) dated 11th February, 2022 issued in exercise of the powers conferred under Section 6 (5) of the Administrative Tribunals Act, 1985.

The instant CCPA has been filed by Smt. Durga Pramanik and the legal heirs of the deceased Panchanan Pramanik, who was the applicant in OA-786 of 2015.

During the course of hearing counsel for the Contemnor O.P. had objected to the locus standi of Smt. Durga Pramanik and other legal heirs as contempt petitioners and subsequently the applicant in the CCPA had filed one MA-76 of 2019 to grant leave to the applicants being legal heirs of the deceased employee to move the instant CCPA, which was, however, not allowed for substituting the present applicants in place of their father and/or husband to file the CCPA vide judgement dated 06.03.2020. Against which no writ petition has been preferred by the present applicants. Therefore, the counsel for the Contemnor O.P. has submitted that the CCPA also is not maintainable as per order dated 06.03.2020 passed in MA-76 of 2019.

Heard the parties and perused the records. It is noted that vide order dated 06.03.2020 passed in MA-76 of 2019, the prayer of the applicants to be substituted as legal heirs and to file CCPA by them on

ORDER SHEET

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behalf of their father and/or husband, was not allowed as discussed in details in judgement dated 06.03.2020. Therefore, obviously, the CCPA cannot be entertained at this present stage. Accordingly, CCPA is dismissed.

URMITA DATTA (SEN)
MEMBER (J)

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