

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson and Administrative Member**

**Case No. - OA 633 OF 2023**

**SMT. RATNA MOITRA - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and Date of order	For the Applicant	:	Mr. Dilip Kumar Saha, Ms. Dhriti Das, Learned Advocates
	For the State Respondents	:	Mr. Sankha Ghosh, Learned Advocate
<u>4</u> 03.04.2025	For the Added Respondent No.7	:	Mr. Gautam Pathak Banerjee, Learned Advocate

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No.638-WBAT/2J-15/2016 (Pt.-II) dated 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under section 5(6) of the Administrative Tribunals Act, 1985.

In this application, the applicant has prayed for a direction to the respondent authorities to withdraw and/or cancel memo No. 635 dated 18.07.2023 issued by the Chief Engineer, Social Sector, Public Works Directorate disapproving sanction of incremental benefits.

The applicant was appointed as Lower Division Clerk and joined the post on 21.09.1987. The draft gradation list was published on 22.07.1992 wherein the serial number of the applicant was 89 and the serial number of one Nani Gopal Podder was 102 who joined on 07.08.1987. After promotion of the applicant to the post of Upper Division Clerk, another Gradation List was published on 14.09.2012 wherein the serial number of the applicant was 50 and the serial number of Mr. Poddar was 59. The applicant superannuated on 28.02.2021. This original application was filed on 13.09.2023 praying for incremental benefits and also arrear interest of delayed two incremental benefits. Since at the material point of time, the length of service of Smt. Moitra (joined on 21.09.1987) is less than that of Shri Poddar (joined on 07.08.1987), the respondent authority, in its impugned memo No.635 dated 18.07.2023 disapproved any pay protection to the applicant.

From the above observations, the Tribunal comes to the conclusion that the respondent authority was correct in not stepping up of pay of the applicant as the length of service of the applicant was less at that point of time. The ground of such disapproval

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vide impugned memo No. 635 dated 18.07.2023 was valid and very much within the framework of the guidelines. Thus, finding no merit in this application, it is disposed without passing any orders.

SCN.

(SAYEED AHMED BABA)  
OFFICIATING CHAIRPERSON  
and MEMBER (A)

WEST BENGAL ADMINISTRATIVE TRIBUNAL