

BHISHAK ADDHYA
ADVOCATE
C/O PRITAM CHOUDHURY
ADVOCATE

HIGH COURT CALCUTTA.
BAR ASSOCIATION ROOM No.17
KOLKATA-700001

CHAMBER:
B-3, PRANTIK, NAYABAD AVENUE,
KOLKATA-700094
MOBILE- 9831775807

S. Chami Sir

29/11/17

Date: 27.11.2017

To

1. The Learned Government Pleader,
High Court, Calcutta
2. The Arambagh Municipality, service through the Chairman having office
at Post Office and Police Station- Arambagh, District- Hooghly, Pin-
712601.
3. The Office of the Board of Councilors, Arambagh Municipality, Post Office
and Police Station- Arambagh, District- Hooghly, Pin-712601.
4. The Chairman, Arambagh Municipality, Post Office and Police Station-
Arambagh, District- Hooghly, Pin-712601.
5. The Mission Director, West Bengal State Urban Livelihood Mission
and Director, State Urban Development Agency (SUDA) having office
at 'Ilgus Bhavan' HC Block, Sector-3, Salt Lake City, Kolkata-
700106;

Ref: W.P. No. 28892 (W) of 2017
Chandra Pratihar

.....Petitioner

Versus

The State of West Bengal & Ors.

....Respondents

*Received on 6.12.17
Mysr 6/12/17
OSD*

Sir(s),

Please enclosed find herewith a copy of the above mentioned writ
Application along with all its annexures which has been filed before the Hon'ble
High Court at Calcutta and the same is due to appear in the list of His Lordship
the Hon'ble Justice Subrata Talukdar on 07.12.2017 or so soon thereafter as
the business of the Hon'ble Court would permit, when you are kindly requested
to be represented.

Thanking you,

Yours Truly,

Encl: As above.

Bhishak Addhya
Advocate

Final Court work
To the
OSD
29/11/17
Approved as proposed
Director 29/11/17

Director may kindly
See.
Department may be moved
for taking up the matter with
ld L.R, WB for
appointment of ld
state Advocate.
OSD, SMMU may be asked
to prepare para 10. S.F in the mean time

Additional Director,
State Urban Development and
Municipal Deptt.
Kolkata

DISTRICT: HOOGHLY

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
(APPELLATE SIDE)

W.P. No. 28892(W) of 2017

In the matter of :

An application under Article 226
of the Constitution of India;

And

Under Group - v, Head -
Of the Classification list ;

Cause Title:

Chandra Pratihar

.....Petitioner

VERSUS

The State of West Bengal & Ors.

..... Respondents.

ADVOCATE-ON-RECORD

ABHISEK ADDHYA

Advocate

C/o PRITAM CHOUDHURY,

Advocate.

High Court, Calcutta,

Bar Association, Room No. 17,

Kolkata - 700 001.

DISTRICT: HOOGHLY

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05.03.1999-	Engagement letter of the petitioner.
23.04.2010-	Memorandum
25.02.2011 :	Memorandum
31.03.2011-	Memorandum.
16.09.2011-	Memorandum
20.05.2013	Memorandum
25.02.2016	Memorandum
12.09.2016-	Show cause letter.
15.09.2016-	Reply to the show cause.
05.10.2016 &	
11.03.2017-	Representation of the petitioner.
09.03.2017-	Certificate by the Municipality.
10.03.2017-	Further show cause
16.03.2017-	Reply to the show cause
21.03.2017-	Letter by the Executive Officer.
07.07.2017, 28.07.2017, 05.08.2017, &	
21.09.2017-	Representations made by the petitioner.

POINTS OF LAW INVOLVED

- I. Whether the concerned respondent municipal authorities ought not to have created a situation where the petitioner being the Assistant Project Officer of the said municipality is debarred from continuing her said job without any rhyme or reason?
- II. Whether the concerned respondent authorities should have taken due and concrete steps to ensure the petitioners' service as the Assistant Project Officer is continued without any interruption?
- III. Whether the concerned respondent authorities should have acted in a fair manner in handling the said issue of the petitioner?
- IV. Whether the petitioner should not have been illegally removed from the post of full time Assistant Project Officer of the Arambagh Municipality when there exist no proceeding and/or punishment against the petitioner for the said job done as the same is not permissible under the referred memorandums issued by the Government of West Bengal from time to time and as such the said removal is absolutely illegal and de-hors the provisions of the said memorandums?
- V. For that the State Government was also well aware about the security of the tenure and appropriate emoluments of those casual workers as such the Government had decided and also given effect time to time monetary benefit to contractual employees like that of the petitioner. However considering the above concept as well as service status of the contractual employees like that of the petitioner, of municipalities and corporations of West Bengal, the Department of Finance, Govt. of West Bengal issued a Govt. Order being No. 2966-F (P) dated 23rd April 2010 which the petitioner was deprived of the advantages thereto.

DISTRICT: HOOGHLY

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
(APPELLATE SIDE)

W.P. No. 28892 (W) of 2017

In the matter of :

An application under Article 226
of the Constitution of India;

And

In the matter of :

A Writ in the nature of
Mandamus and/or Certiorari
and/or Prohibition and any
other further writ or writs and
order or orders

And

In the matter of:

Illegality Committed by the
Authorities of Arambagh
Municipality debarring the

petitioner from carrying on with her regular job of An Assistant Project Officer in the said Municipality.

And

In the matter of:

Chandra Pratihar

daughter of Radharaman
Pratihari resident of Village, Post
Office and Police Station-
Arambagh, District-Hooghly,
Pin-712601

.....Petitioner

-Versus-

1. The State of West Bengal,
Service through the Secretary,
department of Municipal and
Urban Development,
Government of West Bengal,
having office at Writer's
Building, Kolkata-700001.

2. The Arambagh Municipality, service through the Chairman having office at Post Office and Police Station- Arambagh, District- Hooghly, Pin-712601.

3. The Office of the Board of Councilors, Arambagh Municipality, Post Office and Police Station- Arambagh, District- Hooghly, Pin-712601.

4. The Chairman, Arambagh Municipality, Post Office and Police Station- Arambagh, District- Hooghly, Pin-712601.

5. The Mission Director, West Bengal State Urban Livelihood Mission and Director, State Urban Development Agency (SUDA) having office at 'lgus

Bhavan' HC Block, Sector-3,
Salt Lake City, Kolkata- 700106;

....Respondents

To

The Hon'ble Jyotirmay Bhattacharya, Acting Chief Justice and His
Companion Justices of the said Hon'ble Court.

The humble petition on behalf of
the petitioner abovenamed -

Most Respectfully Sheweth :

1. Your petitioner states that the petitioner is a Law abiding and peace loving citizen of India and resides at the address as mentioned in the cause title of the instant Application.
2. Your petitioner states that the petitioner was appointed as a 'Community Organizer' of the Arambagh Municipality under the program of Swarna Jayanti Shahari Rojgar Yojna (SJSRY) presently known as National Urban Livelihood Mission (NULM), a project of the Central Government, in the year 1999. Since December, 2008 the petitioner has been engaged as a Town Project Officer of Arambagh Municipality, nomenclature of which has changed from a Town Project Officer to Assistant Project Officer on an from the day the

SJSRY scheme was restructure as NULM and till date the petitioner has been working continuously in the said post with utmost satisfaction of the respondent authorities.

Photocopies of the engagement letters and restructure scheme are annexed hereto and marked with the letter "P/1".

3. Your petitioner states that since the said posts of Community Organizer- Town Project Officer- Assistant Project Officer was a contractual post from its inception and it is continued to be so, the petitioner was given subsequent extensions of the said initial contract.
4. Your petitioner states that the petitioner has been engaged as a TPO and subsequently as an APO and have been directed to take part in several programs referred to as orientation programs with the State Urban Development Agency for obtaining due and proper training from time to time. Letters regarding such reference of participation in those programs are of utmost importance to that of the petitioner.

Photocopy of the letter dated 13.07.2016 and 15.07.2016 are annexed herewith and marked with the letter "P-2".

5. Your petitioner states that the State Government was also well aware about the security of the tenure and appropriate emoluments of those casual workers, as such the Government had decided and also given effect from time to time monetary benefit to contractual employees like that of the petitioner. However, considering the above concept as well as service status of the contractual employees like that of the petitioner, of municipalities and corporations of West Bengal, the Department of Finance, Government of West Bengal issued a Government Order being No.2966-F(P) dated 23rd April 2010 to increase the wages of the contractual employees amongst others who are engaged and serving the concern offices for long period. According to the said circular the contractual employees were given with a minimum security in their services by fixing the age of retirement at 60 years and thereby would receive a final honorarium of Rs. 1,00,000/- at the time of such retirement.

Photocopy of the G.O. dated 23rd April 2010 is annexed herewith and marked with the letter "P/3".

6. Your petitioner states that such Government Circular was substantiated by two subsequent notifications one dated 25.02.2011 being No. 113/MA/O/C-9/2A-13/2010 and the second dated 31.03.2011 being No. 145/MA/O/C-9/2A-13/2010. These notifications specifically suggests that no new appointments in the posts of Town Project Officer will be made until further orders and it was further notified that the existing incumbents holding the posts who were engaged as per Government Orders issued from the department from time to time, will continue in their posts until further orders with various other guidelines.

Photocopies of the notifications dated 25.02.2011 and 31.03.2011 are annexed herewith and marked with the letter "P/4" collectively.

7. Your petitioner states by a subsequent Memorandum being No. 9008-F (P) dated 16.09.2011 the Finance Department to the Government of West Bengal had laid down several subsequent benefits to a casual/daily rated/contractual workers like that of the petitioner.

The photocopy of the said memorandum being No. 9008 F (P) dated 16.09.2011 is annexed herewith and marked with the letter "P/5".

8. Your petitioner states that by a subsequent Memorandum being No. 4011-F (P) dated 20.05.2013 the Government of West Bengal had enhanced the remuneration of Casual/daily rated/contractual workers like that of the petitioner.

The photocopy of the Memorandum being No.4011-F (P) dated 20.05.2013 is annexed herewith and marked with the letter "P/6".

9. Your petitioner states that by a latest Memorandum being No.1107-F (P) dated 25.02.2016 the Government of West Bengal had set forth enhancement of remuneration of casual/daily rated/contractual workers like that of the petitioner. It is pertinent to mention here that the petitioner is entitled to benefits of all the above referred Memorandum issued by the Government of West Bengal as welfare state.

The photocopy of the Memorandum dated 25.02.2016 is annexed herewith and marked with the letter "P/7".

10. Your petitioner states that by Memorandum dated 01.03.16 issued by State Urban Development Agency in respect of enhancement of consolidated monthly honorarium it has

been categorically held that the Assistant Project Officer who were engaged under the erstwhile SJSRY Scheme would continue there function under the NULM Scheme and as such contentions of the respondent authorities in removing the petitioner from said post of Assistant Project Officer is nothing but an act of disrespect to the several Memorandums issued by Government of West Bengal and other authorities.

Photocopy of the Memorandum dated 01.03.2016 is annexed hereto and marked with the letter "P/8"

11. Your petitioner states that the petitioner since her induction as a Community Organizer of the said Municipality in the year 1999 and subsequently as an Assistant Project Officer has been carrying on with her relentless job of organizing the downtrodden people residing under the said municipality by taking various projects of the Central Government to the doorsteps of the have-nots with utmost satisfaction of her superiors and the beneficiaries and in doing so has been bestowed with various recommendations by the said municipality.

12. Your petitioner states that the petitioner is otherwise well equipped with the nuances of the job of the Assistant Project Officer as the petitioner have opted for various courses prior to her being engaged as the Assistant Project Officer of the said municipality.

13. Your petitioner states that the petitioner had started with a meager honorarium of Rs.2,000/- (Two thousand) per month in the year 1999 and thereafter, by the efflux of time the petitioner have been paid with a monthly honorarium of Rs.15,000/- (fifteen thousand) as an admissible honorarium of the Assistant Project Officer under the National Urban Livelihoods Mission is Rs.15,000/- (fifteen thousand).

The petitioner craves leave to produce the monthly honorarium certificates at the time of hearing.

14. Your petitioner states that surprisingly a show cause notice dated 12.09.2016 was served on the petitioner issued by the Executive Officer of the Arambagh Municipality for being absent from office on 12.09.2016 which was subsequently replied by the petitioner through her letter dated 15.09.2016 with a copy marked to SUDA. Be it mentioned that such

absence of the petitioner was duly intimated to the Chairman by the petitioner before hand.

Photocopy of the show cause letter and reply thereto are annexed herewith and marked with the letter "P/9▲".

15. Your petitioner states that the Honorarium of the petitioner as an Assistant Project Officer was not enhanced as per office memorandum as such the petitioner had written to the Chairman of Respondent Municipality by way of letter dated 05.10.2016 and to the association dated 11.03.2017 after which and upon due consideration of the same the respondent Municipality have enhanced the honorarium of the petitioner to its proper worth.

Photocopy of the letter dated 05.10.2016 and 11.03.2017 are annexed herewith and marked with the letter "P/10".

16. Your petitioner states that a certificate dated 09.03.2017 issued by the Chairman Arambagh Municipality speaks for itself about the continuing work that the petitioner has been rendering as an Assistant Project Officer of the Respondent Municipality uninterruptedly and without any break in service.

Photocopy of the letter dated 09.03.2017 is annexed herewith and marked with the letter "P/11".

17. Your petitioner states that after the initial show cause letter dated 12.09.2016, the petitioner was further issued with a show cause letter dated 10.03.2017 on the score of negligence in the duty which was subsequently replied by the letter dated 16.03.2017. It may not be out of place to mention that the initial reference of show cause had not percolated into any proceeding whatsoever against the petitioner which speaks about disapproval of the alleged incidents and the subsequent letter of show cause has also not resulted into any proceeding as the honorarium of the petitioner has been paid even after such incidents.

Photocopy of the letters dated 10.03.2017 and 16.03.2017 are annexed herewith and marked with the letter "P/12".

18. Your petitioner states that by a letter dated 21.03.2017 issued by the Executive Officer Arambagh Municipality, the petitioner was requested to submit all the relevant files, note sheets, etc. relating to NULM, SBM and ODF from her table to the said officer and was further requested to hand over

the computer installed at her table, which the petitioner as a prudent employee acceded to such request and had handed over all such itineraries on 22.03.2017.

Photocopy of the letter dated 21.03.2017 is annexed herewith and marked with the letter "P/13".

19. Your petitioner states that all on a sudden from the month of June, 2017 the honorarium due and accruable to the petitioner as an APO was not paid to her and for reason best known to the authorities such payment has not being made since then although funds for the petitioner under the head remuneration has been released by SUDA.

Photocopy of the said fund being released by SUDA is annexed hereto and marked with the letter "P/14".

20. Your petitioner states that the petitioner had made series of representations to the Chairman, Arambagh Municipality seeking redressal of her grievances of non receipt of her honorarium and to have security at her work place which has not been answered till date and as such no steps has been taken by Municipal Authorities.

Photocopy of the representations dated 07.07.2017, 17.07.2017 and 05.08.2017 are annexed herewith and marked with the letter "P/15" collectively.

21. Your petitioner states that since August, 2017 the atrocities of the Municipal Authorities had increased to a higher level, when the petitioner was unfortunately stopped from her signature in the attendance sheet which is subsequent to the non payment of her remuneration. The petitioner having no other alternative left, wrote to the chairman of the respondent municipality on 21.09.2017 seeking payment of remuneration as well as recording of attendance, which has not been answered till date. It is pertinent to mention here that there has been no proceeding whatsoever against the petitioner and no termination of its kind that had occasioned against the petitioner from her post of APO.

Photocopy of the letter is annexed herewith and marked with the letter "P/13".

22. Your petitioner states that as per the revised guideline of SUDA a performance appraisal report has to be filed with the said agency which calls for several rectifications although in

consonance to said Memorandum the petitioner came to learn that such a report has been forwarded and/or filed by the Executing Officer, Arambagh Municipality signing for the Chairman, stating some negative aspersion against the petitioner which is de-hors the extant scheme of things as, reports of such a nature has to be filed by an incumbent thorough his/her hand unto his immediate hierarchy which would devolve ultimately to SUDA. Here in this case no such report was called for from the petitioner by the Municipality at any point of time and therefore all such remarks made on the allegation report does not have any to stand. The board of councilors had not taken any steps against the petitioner but it is only the Chairman and the Executive Officer who had reported against the petitioner.

It the respondent municipal authorities who had allotted additional work to the petitioner other than her requisite job of an APO such additional work in SBM, ODF etc. has been bestoed to the petitioner by the said municipal authorities which would be evident from the show cause letter issued to the petitioner by the said authorities. It is an unfortunate affair that the petitioner is being subjected to

such operation at the hands of the municipal authorities for allegedly not performing her job of an APO under the NULM Scheme, when it was the said municipal authorities who had given additional tasks to the petitioner of being in-charge in several other additional jobs which speaks about the expertise of the petitioner in many other fields other than being an APO of the said municipality but, the acts of the respondents authorities in making certain remarks against the petitioner is an absolute dichotomy to say the least.

Photocopy of the said report dated 02.06.2017 is annexed hereto and marked with the letter "P/17".

23. Your petitioner states that the illegal wrath of the respondent Municipality had finally came down on the petitioner when in the month of November, 2017 the existing chair and desk of the petitioner at the Municipality was removed, leaving the petitioner in a state of absolute quandary. Although, the petitioner had been rendering her service to the Municipality and to the people at large as an APO even after her remuneration been illegally withheld, but the acts and deeds of Municipalities in exploiting the petitioner in not allowing her to continue in her post of APO

is highly detrimental to say the least moreso, when there exist no termination letter against the petitioner.

It is one of such case where an employee like that of the petitioner has been harassed to its ultimate limit for rendering her job of an APO of the said municipality and also for her relentless continued performance under the NULM (formerly SJSRY) scheme for the past 18 years. The petitioner on the score of her performance had been living upto the expectation of her employer for passed long years and has maintained her own livelihood out of such job but mental agony that the petitioner has faced during the last few months was absolutely unexpected and uncalled for when, the petitioner has all such qualifications of rendering her service to the society as an APO. The petitioner is facing great difficulty in maintaining her family since the petitioner is not being paid with her remuneration since May, 2017 and also not been allowed to continue with her job of an APO since November, 2017

24. Your petitioner states that the petitioner was appointed as a Community Organizer in the year 1999 by the Arambagh Municipality and was subsequently re-employed as Town

Project Officer in the year 2008 under the SJSRY Scheme which has changed its nomenclature to NULM and consequent thereto the designation of the petitioner had also changed to Assistant Project Officer. The petitioner has carried on with her job of Assistant Project Officer under the NULM Scheme, but unfortunately to the best knowledge of the respondent Municipality the honorarium of the petitioner was stopped since June, 2017 and the petitioner was debarred from putting her signature in that attendant sheet since August, 2017 followed by taking away her chair and desk from the office in the month of November, 2017. Such an act on the part of the Municipal Authorities is absolutely uncalled for since there has been no proceedings and /or punishment that has been invoked in respect of the petitioner by the said Municipality but surely on the score of arbitrariness, the petitioner has been forced to discontinue her job as an APO although, several notifications and memorandums of the state of West Bengal give rights to the petitioner and such other employees under the state to get the benefit of the welfare activities of a state thoroughly approved by the cabinet. As such, the action activities of the respondent Municipality against the petitioner in forcefully

debarring her from continuing her said job as APO is absolutely bad and perverse in the eye of law when there is a clear violation of Article 14 of the Constitution of India.

25. Your petitioner being aggrieved and dissatisfied with the action on the part of the respondents concerned begs to move the instant application under Article 226 of the Constitution of India on the following amongst other:-

GROUNDS

- I. For that the concerned respondent municipal authorities ought not to have created a situation where the petitioner being the Assistant Project Officer of the said municipality is debarred from continuing her said job without any rhyme or reason.
- II. For that the concerned respondent authorities should have taken due and concrete steps to ensure the petitioners' service as the Assistant Project Officer is continued without any interruption.
- III. For that the concerned respondent authorities should have acted in a fair manner in handling the said issue of the petitioner.

- IV. For that the petitioner should not have been illegally removed from the post of full time Assistant Project Officer of the Arambagh Municipality when there exist no proceeding and/or punishment against the petitioner for the said job done as the same is not permissible under the referred memorandums issued by the Government of West Bengal from time to time and as such the said removal is absolutely illegal and de-hors the provisions of the said memorandums.
- V. For that the State Government was also well aware about the security of the tenure and appropriate emoluments of those casual workers as such the Government had decided and also given effect time to time monetary benefit to contractual employees like that of the petitioner. However considering the above concept as well as service status of the contractual employees like that of the petitioner, of municipalities and corporations of West Bengal, the Department of Finance, Govt. of West Bengal issued a Govt. Order being No. 2966-F (P) dated 23rd April 2010 which the petitioner was deprived of the advantages thereto.
- VI. For that the respondent municipal authorities should not have taken any steps, illegally debarring the petitioner from carrying on with her job of an APO of the said municipality

as there has been no departmental proceedings against the petitioner as she has been carrying on with her said job since 1999 with utmost satisfaction of the employer and also such illegal removal is not liable to be undertaken as the previous Govt. order of the State being No.2966-F (P) dated 23rd April 2010, No. 113/MA/O/C-9/2A-13/2010 dated 25.02.2016 and No. 145/MA/O/C-9/2A-13/2010 dated 31.03.2011.

VII. For that the inaction of the concerned respondent authorities is highly illegal, unconstitutional arbitrary and violation of all principal of natural justice and fair play.

VIII. For that the petitioner was appointed as a Community Organizer in the year 1999 by the Arambagh Municipality and was subsequently re-employed as Town Project Officer in the year 2008 under the SJSRY Scheme which has changed its nomenclature to NULM and consequent thereto the designation of the petitioner had also changed to Assistant Project Officer.

IX. For that the petitioner has carried on with her job of Assistant Project Officer under the NULM Scheme, but unfortunately to the best knowledge of the respondent

Municipality the honorarium of the petitioner was stopped since June, 2017 and the petitioner was debarred from putting her signature in that attendant sheet since August, 2017 followed by taking away her chair and desk from the office in the month of November, 2017.

- X. For that such an act of removal of the petitioner on the part of the Municipal Authorities is absolutely uncalled for since there has been no proceedings and /or punishment that has been invoked in respect of the petitioner by the said Municipality but surely on the score of arbitrariness, the petitioner has been forced to discontinue her job as an APO although, several notifications and memorandums of the state of West Bengal give rights to the petitioner and such other employees under the state to get the benefit of the welfare activities of a state thoroughly approved by the cabinet. As such, the action activities of the respondent Municipality against the petitioner in forcefully debarring her from continuing her said job as APO is absolutely bad and perverse in the eye of law when there is a clear violation of Article 14 of the Constitution of India.

XI. For that by Memorandum dated 01.03.16 issued by State Urban Development Agency in respect of enhancement of consolidated monthly honorarium it has been categorically held that the Assistant Project Officer who were engaged under the erstwhile SJSRY Scheme would continue there function under the NULM Scheme and as such contentions of the respondent authorities in removing the petitioner from said post of Assistant Project Officer is nothing but an act of disrespect to the several Memorandums issued by Government of West Bengal and other authorities.

XII. For that the petitioner in no manner seeks to have permanent status in said municipality but only seeks to have the benefits of the respective Memorandums issued by Government of West Bengal in respect of all contractual/casual/Daily rated workers who are working more than 10 years without any break the condition which the petitioner does fulfills and as such seeks leave under rule 26 of the writ rules of the appellate side of the Hon'ble Court.

XIII. For that concerned respondent authorities should have taken into consideration the representations served on the authorities by the petitioner.

26. Your petitioner states that the records of the instant case are lying outside the ordinary original jurisdiction of the Hon'ble Court.
27. Your petitioner humbly submits that there is no other remedy available to it and the prayers as made herein, if allowed shall redress the petitioner's grievances effectively.
28. Your petitioner submits that the petitioner had made several representations to the concerned authorities without any results and as such any further demand for justice would be an empty formality.
29. Your Petitioner states that due to paucity of time some facts may not have been incorporated and your petitioner craves leave to file supplementary affidavit and your petitioner further crave leave to produce and refer to relevant papers/ documents at the time of hearing by way of filing a supplementary affidavit.
30. That this application is made bona fide and in the interest of justice.

In the circumstances the petitioner most humbly prays for the following orders:-

a) The petitioners craves leave before the Hon'ble Court for dispensation of service of notice upon the respondents under Rule 26 of the appellate side writ rules and move the instant application ex-parte for the ends of justice.

b) A writ in the nature of mandamus directing the respondents to act strictly in accordance with law;

c) A writ in the nature of mandamus directing the respondent authorities their men, agents and subordinates to allow the petitioner to carry on with her job of an Assistant Project Officer of Arambagh Municipality without any hindrances;

- d) A writ in the nature of mandamus directing the respondent authorities their men, agents and subordinates to disburse the honorarium due and payable to the petitioner and continue paying the honorarium for the subsequent months without any stoppage;
- e) A writ in the nature of mandamus, directing the respondent authorities their men, agents and subordinates to henceforth disburse the Honorarium of the Assistant Project Officer to the petitioner to the tune of Rs.15,000/- (fifteen thousand) per month;
- f) A writ in the nature of mandamus directing the respondent authorities their men,

agents and subordinates to disburse the benefits of a full time Assistant Project Officer by implementing the Government orders of the State being Memorandum No 2966- F (P) dated 23/04/2010, a Memorandum being No. 113/ MA/O/ C-9/2A-13/2010 dated 25.02.2011, a memorandum being No.15145/ MA/O/C-9/2A-13/2010 dated 31.03.11, a Memorandum being No.9008-F(P) dated 16.09.11, a Memorandum being No.4011-F(P) dated 20.05.2013, a memorandum being No.1107-F(P) dated 25.02.2016 and a memorandum dated 03.03.2016;

g) A writ in the nature of mandamus directing the

concerned respondents
authorities to consider the
representations already made on
her behalf ;

h) A writ in the nature of
certiorari directing the
respondents to produce all
relevant records before the
Hon'ble Court for proper
adjudication;

i) Rule NISI in terms of
prayers (a) to (h) above.

j) An ad-interim order do
issue directing the respondent
municipality to let the petitioner
continue as full time Assistant
Project Officer of the Arambagh
Municipality till the disposal of
the instant writ application.

k) Such other or further
order or orders as your
Lordships may deem fit and
proper.


And the petitioner as in duty bound shall ever pray.


AFFIDAVIT

I, Chandra Pratihar, daughter of Radharaman Pratihar, aged about- 44 years, by faith - Hindu, by profession - service, resident of Village, Post Office and Police Station- Arambagh, District- Hooghly, Pin-712601, do hereby solemnly affirm and say as follows:

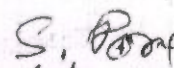
1. That I am the petitioner in the instant case and well acquainted with the facts and circumstances of the present case.
2. That the statements made in paragraphs 1, 3, 11, 12, 23, _____ are true to my knowledge and those made in paragraphs 2, 4 to 10, 3 to 22 _____ are based on information derived from the records of the relevant case/papers which I verily believe to be true and rest are my respectful submissions before this Hon'ble Court.

Prepared in my office



Advocate


The Deponent is known to me


Clerk to Mr.


S. B. Das
Advocate

Solemnly affirm before me on
this 23rd day of November, 2017.


COMMISSIONER

All annexures are legible


Advocate.

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31

2-1.

OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY
ARAMBAGH * HOOGHLY
Phone : ARAMBAGH : 55-030

PIA

Ref. No.

Date... 5/3/.....1999

To

●. Chandra Pratihar
D/o. Sri Radharaman Pratihar
Vill. + P.O. - Arambagh, Hazal road
Dist. Hooghly.

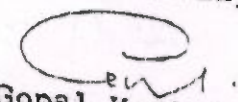
Dear Madam,

You are hereby engaged for 6(six) months in the post of "Community Organiser" under S.J.S.R.Y. Scheme in this Municipality on a monthly remuneration of Rs.2000/- (Rupees two thousand) only with effect from 15.3.99. The post is programme specific and therefore this engagement is purely on temporary basis. If the programme is discontinued, this engagement will stand cancelled.

You are hereby directed to join this Office in the said post on 15.3.99 at 10-30 A.M. and submit your joining report through the Head Clerk of this Office failing which your engagement will stand cancelled automatically.

Thanking You,

Yours faithfully,


(Gopal Kach)
Chairman,
Arambagh Municipality.

ph.

-32-

OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY

Arambagh: Hooghly

Phone :(03211)255030, Fax: 255030/ 257467

Ref.No. 292.....

Date. 29.11.08.....

From: - The Chairman,
Arambagh Municipality.

To: - Chandra Pratihar
D/O- Radharaman Pratihar
Town + P.O. - Arambagh
Ward No.6
Dist: Hooghly.

Sub: - Engagement as Town Project Officer under S.J.S.R.Y. Scheme.

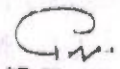
Madam,

With reference to your application for engagement as Town Project Officer and subsequent interview held on 20.11.08, I am to inform you that you have been selected for engagement as Town Project Officer under S.J.S.R.Y. Scheme of Arambagh Municipality with contractual pay of Rs.6000/- (Rupees Six thousand) only per month all inclusive on contract basis for six months for the present with effect from the date of your joining in the said post. The engagement is renewable beyond the period on the basis of satisfactory performances.

You are requested to join in the said post within 7(seven) days from the date of receipt of this letter to this office failing which your engagement will be automatically cancelled.

Thanking You.

Yours faithfully,


(G.Kach)
Chairman

Arambagh Municipality

Memo No. 292(4)

Dt. 29.11.08

Copy forwarded for information & necessary action to:-

- 1) Sri Dinanath Polley, Councillor-in-Charge, S.J.S.R.Y Scheme, Arambagh Municipality.
- 2) The Executive Officer, Arambagh Municipality.
- 3) The Head Clerk, Arambagh Municipality.
- 4) The Accountant, Arambagh Municipality


(G.Kach)
Chairman
Arambagh Municipality

-33-

Government of West Bengal
Department of Municipal Affairs
Writers' Buildings, Kolkata-700 001

NOTIFICATION

No.763/MA/P/C-10/3S -30/2013

Dated, Kolkata, the 17th day of November, 2014

WHEREAS the Ministry of Housing and Urban Poverty Alleviation, Government of India has restructured 'Swarna Jayanti Sahari Rojgar Yojna' as 'National Urban Livelihood Mission' (herein referred as NULM) and accordingly the State Government has constituted 'West Bengal State Urban Livelihood Mission' (herein referred as WBSULM) under Gazette Notification No. 227/MA/C-10/3S-30/2013 dated, Kolkata, the 18th March, 2014;

AND WHEREAS in terms of para No. 13.18 of guidelines on National Urban Livelihood Mission issued by the Ministry of Housing and Urban Poverty Alleviation, Government of India, City Project Officer will be assisted by Assistant Project Officer(s) and as per recommendation made by the "Committee for selection of Manpower at SMMU, CMMU under NULM", the Governor is pleased hereby to direct that the existing Town Project Officer(s) to be re-designated as Assistant Project Officer(s) in the respective cities/towns covered under NULM for the purpose of implementation of all the activities under West Bengal State Urban Livelihood Mission provided they fulfill the minimum qualification as laid down in the NULM guidelines and subject to approval of the City/Town Level Selection Committee constituted under Notification No. 761/MA/P/C-10/3S -30/2013 dated 17th November, 2014.

By Order of the Governor,

B. C. Patra


Special Secretary to the Government of West Bengal

No.763/1(66)/MA/P/C-10/3S -30/2013

Dated, Kolkata, the 17th day of November, 2014

Copy forwarded for information and necessary action to the:

1. Mayor, Municipal Corporation
2. Chairman/Chairperson, Municipality
3. Director, SUDA & Mission Director, WBSULM.
4. Director of Local Bodies, West Bengal.
5. PS to MIC, MA & UD Departments.
6. Pr.S to Principal Secretary, MA Department


Special Secretary to the Government of West Bengal

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P/2

OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY
ARAMBAGH :HOOGHLY

Phone-(03211) 255-030 ,Fax-255-030/257-467

Ref No. BSS/ARAM/NULM

Date 13/7/16

To,

The Additional Director,
ILGUS, H.C. Block, sector- III,
Bidhannagar, Kolkata -700106
Municipal Affairs Dept.,
Govt. of West Bengal,

Sub: Orientation Training Programme for TPOs & COs of Arambagh Municipality Under NULM.
Sir.

With reference to your letter No. ILGUS / IT-2 / 2015 / 426 (29) dt. 5 / 7 / 2016 / on the Subject noted, I am directed to inform you that (1) Chindra Pratihar, T.P.O., (2) Tarak Nath Malik, C.O. and (3) Tanusree Roy, C.O. have been nominated as participant on behalf of Arambagh Municipality under NULM to be held during the period from 18.7.2016 to 20.7.2016.

The registration of the participants in the prescribed format is submitted below for your kind information and taking Necessary action.

Sl. No	Name of the Participant	Designation	Accommodation Required Yes/no	Food Preference (Veg.Non - veg)
1	Chandra pratihar	T.P.O.	Yes	Non-Veg
2	Tarak Nath Malik	C.O.	Yes	Non-Veg
3	Tanusree Roy	C.O.	Yes	Non-Veg

Yours faithfully

BV 13.7.2016
Executive Officer
Arambagh Municipality
Executive Officer
Arambagh Municipality

No

dt

Copy forwarded for information and taking necessary action to:

1. Chandra pratihar T.P.O. Arambagh Municipality
2. Tarak Nath Malik C.O. Arambagh Municipality
3. Tanusree Roy C.O. Arambagh Municipality.

They are advised to participate in the proposed 3 days orientation Training programme to be held during the period from 18 / 7 / 2016 to 20 / 7 / 2016 at 10-30 at ILGUS Conference Hall, H.C. Block, Sector-III, Bidhannagar, Kolkata-700106 and they are further advised to submit the hard copy of registration of the participants at the time of their reporting to the ILGUS Conference Hall positively.

Yours faithfully

BV 13.7.2016
Executive officer
Arambagh Municipality

Executive Officer
Arambagh Municipality

সুডা

35

SUDA

রাজ্য নগর উন্নয়ন সংস্থা
STATE URBAN DEVELOPMENT AGENCY

"ইলগাস ভবন", এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
"H.CUS BHAVAN", H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

ত্রাণিক সং SUDA 06/2014/906 (67)

তারিখ

From: - Director, SUDA &
Mission Director, WBSULM

To: - 1. The Chairman

..... Municipal Corporation / Municipality.

2. The City Project Officer, NULM

..... Municipal Corporation / Municipality.

(67 New ULBs)

Sub: One Day Orientation Programme on ALF and CLC.

Sir,

This is to inform you that, one day orientation programme on said subject has been organised by the SUDA for successful implementation of DAY - NILM at your ULB. In this regard, you are requested to spare one representative (Who will work for the particular issue) of your ULB for the day. The date & venue of the programme is mentioned below;

Date: - 15/07/2016

Time: - 10.30 A.M to 5.30P.M

Venue: - Conference Hall, SUDA

Yours faithfully,

WT
Director, SUDA
&
Mission Director, WBSULM

T.P.O
Chairman
attch.

দূরভাষ : ২৩৫৮ ৬৪০৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০০

Tel: 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadir@gmail.com

Account Section : 2358 6408

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- 48 -

Annexure P/B

- 61 -

Government of West Bengal
Finance Department
Audit Branch

No. : 2966-F(P)

Kolkata, the 23rd April, 2010.

MEMORANDUM

It has come to the notice of the Government for some time past that for implementation of various schemes/projects of the various Departments of the Government the controlling authorities have been compelled to engaged casual, daily rated workers. In many cases, these employees render service for a substantial period of time even for more than 10 years remaining attached to various Departments of Government. The issue of security of tenure, appropriate emoluments and certain retirement benefits in respect of these employees so engaged on long term basis has been under consideration of the Government for some time past.

After careful consideration of the matter the Governor has now been pleased to order that these casual/daily rated workers who are remaining attached to various establishments of the Government Departments/Directorates/Regional Offices for not less than 10 years as on 01.04.2010 and have rendered service for at least 240 days each year will be allowed the following benefits -

1. These casual/daily rated workers may remain engaged till their attaining the age of 60.
2. They will be paid remuneration which will be the minimum pay with corresponding category of workers of Pay Band - 1 (PB-1) i.e. Rs. 6,600/- p.m. with enhancement @ 5% every 3 (Three) years. They will not be entitled to any other allowances.
An employee of any other category, if he/she fulfils the required condition will be entitled to a monthly remuneration which will be minimum entry level pay of Pay Band and Grade Pay corresponding to his/her category and the remuneration may be determined in consultation with the Finance Department in the same manner as mentioned above.
3. After the period of engagement of such an employee ceases on his attaining 60 years of age, he/she will be paid an amount of Rs. 1 lakh as one time cessation of engagement benefit.
4. During the period of engagement, the service of such an employee may be terminated because of involvement in criminal case/misconduct/delinquency/incapacitation etc. or if the employee intends to opt out of the engagement on his own.
The enhanced remuneration will be paid w.e.f. 01.06.2010.
The detailed modalities will be worked out soon for implementation of this order.
5. From the date of issue of this order no further engagement of such casual/daily rated worker shall be entertained. Officer/Officers responsible for any further engagement of such casual/daily rated worker will be personally liable for violation of this Government order.

By order of the Government

Sd/ C.M. Bachhawat

Principal Secretary to the
Government of West Bengal

Annexure..... P-3
to in Paragraph.....
foregoing Petition affirmed
by.....
on this..... Day of.....

Commissioner of Affidavit
High Court, Appellate Side
Calcutta

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∴ (2) ∴ - 44 -

- 62 -

Co. : 2966/1(500)-F(P)

Kolkata, the 23rd April, 2010.

Copy forwarded for information & necessary action to :-

01. The Principal Accountant General (A&E), West Bengal, Treasury Buildings, Kolkata - 700 001.
02. The Pay & Accounts Officer, Kolkata Pay & Accounts Office-I, 81/2/2, Phears Lane, Kolkata - 700 012.
03. The Pay & Accounts Officer, Kolkata Pay & Accounts Office-II, P-1, Hyde Lane, Kolkata - 700 073.
04. The Accounts Officer, West Bengal Secretariat, Writers' Buildings, Kolkata - 1.
05. The Accounts Officer, West Bengal Secretariat, Bikash Bhawan, Salt Lake, Kolkata - 700 091.
06. The Sub-Divisional Officer, _____

07. The District Magistrate/Judge, _____

08. The Treasury Officer, _____

09. The, _____
_____ Department/Dte.
10. The Commissioner, _____

11. The Principal, Industrial Training Institute, _____

12. The Superintendent of Police, _____

13. The Supdt. Engineer/Exe. Engineer, _____

Special Secretary to the
Government of West Bengal
Finance Department

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Annexure PK

-45-

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GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRETC SUB BUILDINGS KOLKATA

No. 113/MCO/C-3/2011 dated 23/2/2011

From: The OSD to the Government of West Bengal

To: The Principal Accountant General (A & E), West Bengal,
Treasury Buildings, Kolkata - 700 001

Subject: Creation of 703 number of posts for the Urban Local Bodies of this State including 136 posts of Town Project Officer, and 567 posts of Community Organizer.

The Governor is pleased hereby to accord sanction to creation of the following 703 number of posts for the Urban Local Bodies of this State including 136 posts of Town Project Officer, and 567 posts of Community Organizer.

Name of post	Scale of pay/Pay Band attached to the post	Number of posts proposed for creation
(1) Town Project Officer	Unrevised Scale of Rs. 4,000/- to Rs. 8,800/- Revised PB-3 (Rs. 7,100/- - Rs. 37,600/-) with Grade Pay Rs. 2,500/-	136 (one for each U.L.B. and additional 39 for larger U.L.Bs)
(2) Community Organizer	Unrevised Scale of Rs. 3,330/- to Rs. 6,325/- Revised PB-3 (Rs. 7,100/- - Rs. 37,600/-) with Grade Pay Rs. 2,500/-	567 (one for each CLB)
Total		703 number of posts

This order issued with the concurrence of the Finance Department of this Government communicated with their U.O. No. 460 Gr. P (Service) dated the 2nd day of February, 2011. The proposal has received the approval of the State Cabinet in its meeting held on 22.2.2011.

All concerned are being informed.

Yours faithfully,
Sd/- M. U. Mondal
O.S.D. & J.O. Special Secretary

Translated/Legible Copy attn
Commissioner

Annexure..... P-4
to in Paragraph.....
foregoing Petition affirmed
By.....
on this..... 2nd day of Feb 2011

Commissioner of Affidavit
High Court, Appellate Side
Calcutta

-39-
-64-

-48-

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2

No. 115/1125/MA/C-1/24-15/2010. Dated, Kollara, the 25th day of February, 2011.

Copy forwarded for information and necessary action to the

1. Chairman, _____ Municipality, P.O. _____

Dist. _____

2. Commissioner, _____ Municipal Corporation, P.O. _____

Dist. _____

He is informed that the present incumbents holding the posts of CO and TPO shall continue to be retained in such posts in the respective Urban Local Bodies as per the existing terms and conditions and the benefits of G.O. No. 264 P(P) 23.03.2010, read with this Department order No. 162/MA/C-1/24-15/2010, Dt. 23.03.2010, shall be extended to those contractually appointed personnel who satisfy the terms and conditions of eligibility as defined in the said two Government orders, as per the approval of the State Cabinet in its meeting held on 22.2.2011, read with Finance Department U.O. No. 460 Gr. P(Service) dated the 9th day of February, 2011.

(Signature) 25/2/11
O.S.D. & E.O. Special Secretary.

Translated/Legible Copy attached
Commissioner

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- 47 - - 65 -

TYPE COPY

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS BUILDINGS, KOLKATA

No. 113/MA/O/C-9/2A-IS/2010

Dated Kolkata the 25th day of February, 2011

From: The OSD to the Government of West Bengal.

To: The Principal Accountant Genetal (A & E), West Bengal.
Treasury Building, Kolkata-70001.

Subject: Creation of 783 number of posts for the Urban Local Bodies of the State including 136 posts of Town Project officer, and 567 post of community organizer.

Sir,

The Governor is pleased hereby to accord sanction to creation of the following 703 number of posts for the urban local bodies of this state including 136 posts of town project Officer, and 567 posts of community organizer.

Name of post	Scale of pay band attached in the post	Number of posts proposed for creation.
(1) Town project officer	Unrevised scale of Rs.4,000/- Rs.8,850/- Revised PB-3 (Rs.7,100/- Rs.37,600/-) with grade pay Rs.3,900/-	136 (One for cacil ULB and additional for larger ULB)
(2) Community organizer	Unrevised scale of Rs.3,350/-- Rs. 6,325/- Revised PB-3 (Rs.3,100/-- Rs. 37,600/-) with grade pay Rs.2,600/-	567 (one for each CDS)
	Total	703 number of posts.

This order issued with the concurrence of the Finance Department of this Government Communicated with their U.O. No.460 Gr. P. (Service) dated the 3rd day of February, 2011. The proposal has received the approval of the State Cabinet in its meeting held on 22.02.2011.

All concerned are being informed.

Yours faithfully,
Sd/- K.C. Mondal
O.S.D. & E.O. Special) Secretary

-41-

-48 - -66 -

TYPE COPY

No. 113/MA/O/C-9/2A-IS/2010

Dated Kolkata the 25th day of February, 2011

Copy forwarded for information and necessary action to the

(1) Chairman _____ Municipality, P.O. _____

Dist. _____

(2) Commissioner, _____ Municipal Corporation, P.O.

_____, Dist. _____

He is informed that the present incumbents holding the posts of CO and TPO shall continue to be retained in such posts in the respective Urban Local Bodies as per the existing terms and conditions and the benefits of G.O> No.2966 -F (P) 23.04.2010, read with this Department order No.162/MA/O/C-9/2A-I/2010 Dt.23.03.2010, shall be extended to those contractually appointed personnel who satisfy the terms and conditions of eligibility as defined in the said two Government Orders as per the approval of the State Cabinet in its meeting held on 22.02.2011 read with Finance Department U.O. No.460 Gr. P (Service) dated the 3rd day of February, 2011.

Sd/-

O.S.D. & E.O. Special Secretary

- 42 - 67 -

- 49 -
- 22 -

Amexing - 4/2

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS' BUILDINGS, KOLKATA

No. 145/MA/O/C-9/2A-13/2010

Dated, Kolkata, the 31st day of March, 2011.

From: The OSD & Ex-officio Special Secretary to the Government of West Bengal.

To : (1) The Chairman, _____ Municipality/ Notified Area Authority,
P.O. _____, Dist. _____
(2) Municipal Commissioner/ Commissioner, _____ Municipal
Corporation, P.O. _____, Dist: _____

Sub: Creation of 1207 number of posts for the Urban Local Bodies of this State including 126 posts each of Sub-Assistant Engineer, Urban Planner, Accounts and Finance Co-ordinator, IT Co-ordinator, 136 posts of Town Project Officer, and 567 posts of Community Organizer.

Sir,

In continuation of this department Memo No. 113/MA/O/C-9/2A-13/2010, No. 114/MA/O/C-9/2A-13/2010 dated 25th day of February, 2011 and in reference to the queries made by the Municipalities on the above mentioned subject, I am directed to state that the Urban Planners, Accounts and Finance Coordinators and IT Coordinators in the Municipalities will continue to work from April 1, 2011, on already accepted and usual terms and conditions. No new incumbent in these posts in the municipalities will be allowed to join in substitution of the continuing incumbents or in the existing vacancies without further reference to the Government of West Bengal. Summarily no new appointments / engagement / contractual arrangements will be allowed in respect of these 3 above posts at this stage. Continuation of the present incumbents is advised generally, as well as in the particular context of the electoral model code of conduct.

For Town Project Officers and Community Organizers similarly, no new appointment in these posts will be made until further orders.

Similarly, in all the cases mentioned above, existing incumbents holding the posts who were engaged as per Government Orders issued from this Department from time to time, will continue in their posts until further orders and the municipalities will be well advised to ensure continuation of said personnel, though, obviously, the said personnel

-50- -43- -68-

-23-

2
can not be absorbed as permanent employees and will continue to discharge their duties and obligation in terms of Government orders (vide above) issued on 25.2.2011. Sequentially, till such time the model code of conduct is in force, and later, till the recruitment rules are finalised for these posts, the Urban Local Bodies will not be advised to cause changes in the personnel pattern as it has evolved over the years and as the same has been accepted in the State Cabinet on the recommendation of the Finance Department recently.

Yours' faithfully,

Sanjay 21/3/11
O.S.D & E.O. Special Secretary.

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- 51 - - 69 -

Typed Copy

22A

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS' building KOLKATA

No.145/MA/O/C-9/2A-13/2010
2011,

Dated, Kolkata, the 31ST day of March,

From: The OSD & Ex-Officio Special Secretary
to the Government of West Bengal.

To: (1) The Chairman, _____ Municipality/Notified area Authority,
P.O.- _____, Dist. _____
(2) Municipal Commissioner/ Commissioner,
Municipal Corporation, P.O. _____ Dist. _____

Sub; Creation of 1207 number of posts for the Urban Local Bodies of this State including 126 posts each of Sub-Assistant Engineer, Urban Planner, Accounts and Finance Co-ordinator, IT Co-ordinator, 136 posts of Town Project Officer, and 567 posts of Community Organizer.

Sir,

In continuation of this department Memo No.113/MA/O/C-9/2A-13/2010, No.114/MA/O/C-9/2A-13/2010 elated 25th day of February, 2011 and in reference to the queries made by the Municipalities on the above mentioned subject, I am directed to state that the Urban Planners, Accounts and Finance Coordinators and IT Coordinators in the Municipalities will continue to work from April 1, 2011, on already accepted and usual terms and conditions. No new 'incumbent in these posts, in the municipalities will be allowed to join in substitution of the continuing incumbents or in the existing vacancies without further reference to the Government of West Bengal. Summarily no new appointments /engagement/contractual arrangements will be allowed in respect of these 3 above posts at this stage. Continuation of the present incumbents is advised generally, as well as in the particular context of the electoral model code of conduct.

For Town Project Officers 'and Community Organizers similarly, no new appointment in these posts will be made until further orders.

Similarly, in all the cases mentioned above, existing incumbents holding the posts who were engaged as per Government Orders issued from this Department from time to time, will continue in their posts until further orders and-the municipalities will be well advised to ensure continuation of said personnel, though, obviously, the said personnel

-45-

-70-

-52-

Can not be absorbed as permanent employees and will continue to discharge their duties and obligation in terms of Government orders (vide above) Issued on 25.2.2011. Sequentially, till such rime the model code of conduct is in force, and later, till the recruitment rules are finalised for these posts, the Urban Local, Bodies, will not be advised to cause changes in the personnel pattern as it has evolved over the years and as the same has been accepted in the State Cabinet on the recommendation of the Finance Department recently.

Yours faithfully,

O.S.D & E.O.
Special Secretary

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Government of West Bengal
Finance Department
Audit Branch

Annexure P/S
71 -

No. 9008-F(P)

Kolkata, the 16th September, 2011

MEMORANDUM

In order to provide security of tenure, appropriate emoluments and certain terminal benefits subject to fulfilment of certain conditions to the casual/daily rated/contractual workers who have remained engaged in various Government Establishments for a considerable period of more than 10 years in conjunction with implementation of various schemes/projects of various Departments of the government two Memorandums vide No. 2966-F(P) dt. 23-04-2010 and No. 11794-F(P) dt. 22-12-2010 were issued by the Government in Finance Department.

The question of making the provisions of the two aforesaid orders more effective and suitable to the convenience of the Government Establishments/Organization has been under active consideration of the Government for some time past.

After careful consideration of the matter and in supersession of the aforesaid orders and all other orders issued by other Departments in the matter, the undersigned is directed by order of the Governor to say that the Governor, has now been pleased to order that the casual/daily rated/contractual workers, who are remaining attached to various establishments of the Government Departments/ Directorates/Regional Offices/other Organizations for not less than 10 years continuously as on 01-08-2011 and have rendered service for at least 240 days each year will be allowed the following benefits :

(i) The casual/daily rated/contractual workers who have rendered 10 years of service continuously with at least 240 days attendance each year may remain engaged in the same status and capacity till their attaining the age of 60 years.

The continuity of service shall have to be certified by a competent officer not below the rank of Assistant Secretary in the case of a Secretariat Department, Director in the case of a Directorate and Assistant Engineer/S.D.O/B.D.O in the case of Regional Offices. The concerned officer, who certifies may be advised to exercise extreme precautions and take assistance of an office of WBA & AS, if necessary.

(ii) An entry point basic pay in PB-I i.e. Rs. 6600/- (Rs. 4900 + 1700) p.m. will be admissible to casual/daily rated/contractual Group 'D' workers as consolidated remuneration, similar entry point pay (entry point pay in the Pay Band plus Grade Pay) will be admissible to casual/daily rated/contractual Group 'C' worker and an employee of any other category, if he/she fulfils the required condition will be entitled to a monthly remuneration which will be minimum entry level pay of Pay Band and Grade Pay corresponding to his/her category and the remuneration may be

Annexure..... 0-5.....
to in Paragraph..... 2.....
foregoing Petition affirmed
by..... S. S. Chatterjee.....
on this..... 2nd Day of..... 16/9

Commissioner of Affidavit
High Court, Appellate Side

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determined in consultation with the Finance Department in the same manner as mentioned above.

(iii) When such casual/daily rated/contractual workers are allowed the entry point basic pay, they will not get any other allowances like dearness allowance, house rent allowance etc. However, their basic pay will be enhanced by 5% after every three years and the three years will be counted by treating the period from 1st August 2011 to 1st July 2012 as completed year for giving effect to 5 per cent increase in basic pay.

(iv) The remuneration of casual/daily rated/contractual workers who have not yet completed 10-year service will be equivalent to 75% of the remuneration admissible under sub-para (ii) above subject to a minimum of Rs. 5000/- p.m.

(v) Those casual/daily rated/contractual workers who will complete 10-year service on 1st July every year will come under the purview of this Order provided no such worker if engaged after 01-04-2010 will come under the purview of this Order.

(vi) A casual/daily rated/contractual worker who will fulfil the conditions as laid down in sub-para (i) above will continue to be engaged in such a manner till he/she attains the age of 60 years when he/she will be paid an amount of Rs. 1 lakh as one time cessation of engagement benefit.

(vii) A casual/ daily rated/contractual worker may be allowed 30 (thirty) off days a year and a female such worker may be allowed Maternity leave of 180 (one hundred eighty) days in addition to 30 days off as mentioned hereinbefore.

(viii) A casual/daily rated/contractual worker who is engaged in two different Government Departments but has rendered services for 10 years without a break will come under the purview of this Order.

(ix) It is reiterated that Officer/Officers responsible for any further engagement of such casual/daily rated/contractual worker will be personally liable for violation of this Order. However, having regard to the exigencies of situation and in order to facilitate smooth running of any project/administration or for serving academic interest where it is absolutely necessary contractual engagement may be made for a very limited period not exceeding 1 (one) year. This engagement shall be made on strict observance of recruitment rules and against sanctioned vacancies. Advertisement shall be published in newspaper and applications shall be invited from eligible candidates to fill up those temporary vacancies. Simultaneously steps should be taken to fill up the vacancies on regular basis following recruitment rules. Such contractual engagement may be renewed from time to time, but not exceeding a total period of 6 (six) years. No claim to regularization of this contractual service in terms of G.O. No. 8305-F dt. 26-09-2005 read with G.O. No. 642-F dt. 24-01-06 shall lie.

(x) The provisions of this Order will not be applicable where contractual engagement has been made without any sanctioned post and for any specific project for a very temporary period upto a maximum 6 (six) years or

FS

filling up of the project whichever is earlier. Thus in such cases steps will not be required to be initiated for filling up the posts through regular appointments as per the Recruitment Rules, since the posts are temporary by nature.

(xi) During the period of engagement, the service of a casual/daily rated/contractual worker may be terminated because of involvement in criminal case/misconduct/delinquency/incapacitation etc. or if the concerned worker intends to opt out of the engagement on his/her own.

(xii) The benefit of this Memo will be applicable *mutatis mutandis* to the Panchayat Bodies/ULBs/ Statutory Bodies.

(xiii) The casual/daily rated/contractual workers who have already got the benefit with reference to 1st April, 2010 as cut off date will continue to get the benefit in terms of F.D. Memo No. 2966-F(P) dt. 23-04-2010 and No. 11974-F(P) dt. 22-12-2010, while the others will be covered in terms of provisions of this Memo.

The undersigned is further directed to reiterate that henceforth no further engagement of Group 'D' employees, who are engaged in the manner as laid down in F.D. Memo. No. 3727-F dt. 20-05-2009 and paid out of contingency, will be done, on or after 01-04-2010. Officer/Officers responsible for such engagement will be personally liable for violation of this Order.

(xiv) The final approval will be given by the ACS/Principal Secretary/Secretary as the case may be, of the concerned Department, after exercising necessary checks & balances & ensuring that any ineligible person does not get the benefits of this order.

(xv) A proforma statement is hereby annexed for supplying information by the respective appointing authority to the Administrative Department.

Sd/- S.K. Chattopadhyay
OSD & E.O. Special Secretary
to the Government of West Bengal

Contd.....P/4.

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No. 9008/1(500)-F(P)

Kolkata, the 16th September, 2011

Copy forwarded for information and necessary action to -

- 01) The Accountant general (A&E), West Bengal, Treasury Buildings, Kolkata - 700 001.
- 02) The Principal Accountant General (Audit), West Bengal, treasury Buildings, Kolkata -700 001.
- 03) The Pay & accounts Officer, Kolkata Pay & Accounts Office-I, 81/2/2. Phears Lane, Kolkata - 700 012.
- 04) The Pay & Accounts Officer, Kolkata Pasy & accounts Office-II, P-I, Jahar Buildings, Kolkata - 700 073.
- 05) The Accounts Officer, West Bengal Secretariat, Writers' Buildings, Kolkata - 700 001.
- 06) The Accounts Officer, West Bengal secretariat, Bikash Bhawan, salt Lake, Kolkata - 700 091.
- 07) The sub-Divisional Officer,
- 08) The district Magistrate/Judge,
- 09) The treasury Officer,
- 10) The Deptt./Dte.
- 11) The Commissioner
- 12) The Principal, Industrial training Institute
- 13) The Superintendent of Police,
- 14) The Supertintending Engineer/Ex. Engineer,
- 15) All Special Secretary/Joint Secretary/Dy. Secretary/Assistant Secretary,
- 16) All Group/Cell/Branches,

Sanjib Kumar
Deputy Secretary to the
Government of West Bengal
Finance Department

- 75 - 50 -
Annexure - P/6
~~As per Annexure~~

Government of West Bengal
Finance Department
Audit Branch

No. : 4011-F(P)

Kolkata, the 20th May, 2013.

MEMORANDUM

In terms of this Department's Memo No. 9008-F(P), dated 16th September, 2011, it was decided to allow appropriate emoluments and other certain terminal benefits to the Casual / Daily rated / Contractual Workers who rendered service for a substantial period remaining attached to various Governments Establishments.

The question of upward revision of monthly remuneration of the said Casual / Daily Rated / Contractual Workers who have remained engaged in various Government Establishments for a considerable period of time has been under active consideration of the Government for some time past.

After careful consideration of the matter and in modification of Memo No. 9008-F(P), dated 16th September, 2011, the undersigned is directed by order of the Governor to say that the Governor has now been pleased to enhance the remuneration of the Casual / Daily Rated / Contractual Workers as follows :-

Casual / Daily Rated / Contractual Workers

In Group 'D' category

Less than 10 years	Rs. 7,000/- p.m.
More than 10 years	Rs. 8,500/- p.m.

In Group 'C' category

Less than 10 years	Rs. 8,500/- p.m.
More than 10 years	Rs. 11,000/- p.m.

The number of years of engagement will be determined as on 01.04.2013. All other terms and conditions will same as in Finance Department's Memo No. 9008-F(P), dated 16th September, 2011.

This order will be effective from 01.05.2013.

Annexure..... P-6
to in Paragraph..... 7
foregoing Petition affirmed
by..... S. Chakrabarty
on this..... 20 Day of..... May 2013

Sd/- A.K. Das

O.S.D. & E.O. Jt. Secretary to the
Government of West Bengal.

Commissioner of Affidavit
High Court, Appellate Side
Calcutta

Annexure..... P/6
To in paragraph..... 7
foregoing Petition affirmed
by..... A.S.
on this..... 20 Day of..... May 2013

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- 76 -

- 49 -
:: (2) ::

No. 4614/T(500)-F(P)

Kolkata, the 20th May, 2013.

Copy forwarded for information and necessary action to :-

1. The Accountant General (A&D), West Bengal, Treasury Buildings, Kol - 1.
2. The Principal Accountant General (Audit), West Bengal, Treasury Buildings, Kolkata - 700 001.
3. The Pay & Accounts Officer, Kolkata Pay & Accounts Office-I, 81/2/2, Phears Lane, Kolkata - 700 001.
4. The Pay & Accounts Officer, Kolkata Pay & Accounts Office-II, P-1, Jahar Buildings, Kolkata - 700 073.
5. The Pay & Accounts Officer, Kolkata Pay & Accounts Office-III, IB Market, 1st Floor, Sector-III, Salt Lake, Kolkata - 700 064
6. The Assistant Secretary, Finance Department, Accounts Branch, Writers' Buildings, Kolkata - 700 001.
7. The Assistant Secretary, Finance Department, Accounts Branch, Bikash Bhawan, Salt Lake, Kolkata - 700 091.
8. The District Magistrate / Judge,
9. The Sub-Divisional Officer,
10. The Treasury Officer,
11. The De[tt/Dte.
12. The Commissioner,
13. The Principal, Industrial Training Institute,
14. The Superintendent of Police,
15. The Superintending Engineer/Ex. Engineer,
16. All Special Secretary/Joint Secretary/Dy. Secretary/Assistant Secretary,
17. All Group / Cell / Branches,

S. K. Ghosh
Deputy Secretary to the
Government of West Bengal,
Finance Department.

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77 - Annexure P/7

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Annexure P/7

Government of West Bengal
Finance Department
Audit Branch

No. 1107-F(P)

Howrah, the 25th February, 2016

MEMORANDUM

In this Department No. 9008-F(P) dated 16.09.2011 it was decided to allow appropriate emoluments, security of tenure and certain terminal benefits to the casual/daily rated/contractual workers subject to fulfilment of conditions therein.

2. The matter regarding improvement of monthly remuneration, annual increase, medical facility, leave and others benefits as well as review of the conditions of engagement were under active consideration of the Government for some time past.

3. Now, after careful consideration of the matter, the Governor has been pleased to decide to revise the benefits as follows:

- (i) All contractual / casual / daily rated workers shall continue to be in engagement up to the age of 60 years. Engagement of contractual / casual / daily rated worker shall not be terminated except as prescribed in the above referred Memo.
- (ii) Consolidated monthly remuneration of contractual / casual / daily rated workers will be as follows:

Group D		
Period of engagement	Present	Proposed
Less than 5 years	Rs. 7,000/-	Rs. 10,000/-
5 - 10 years	Rs. 7,000/-	Rs. 12,000/-
10 - 15 years	Rs. 8,500/-	Rs. 14,500/-
15 - 20 years	Rs. 8,500/-	Rs. 17,000/-
More than 20 years	Rs. 8,500/-	Rs. 20,000/-

Annexure..... P. K
in Paragraph.....
forgoing Petition affirmed
by.....
on this..... 25th Day of Feb 2016

Group C		
Period of engagement	Present	Proposed
Less than 5 years	Rs. 8,500/-	Rs. 13,500/-
5 - 10 years	Rs. 8,500/-	Rs. 15,500/-
10 - 15 years	Rs. 11,000/-	Rs. 18,000/-
15 - 20 years	Rs. 11,000/-	Rs. 19,000/-
More than 20 years	Rs. 11,000/-	Rs. 22,500/-

Commissioner of Affidavit
High Court, Appellate Side
Calcutta

- (iii) Enhancement of remuneration : 3% in every year.
- (iv) Terminal benefit on attaining the age of 60 years : Rs. 2.00 lakh.
- (v) Medical benefit : All contractual/casual workers and their families will be covered under a health insurance coverage upto Rs.1.50 lakh for secondary and tertiary illnesses and Rs.5 lakh for critical illnesses.

bb
A-S. M. 16/2/17
on this.....
by.....
in the.....

Commissioner of Affidavit
High Court, Appellate Side
Calcutta
on this.....
by.....
in the.....

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- 5A -

(vi) Leave benefits : In addition to existing 30 off days, 10 days leave will be allowed on medical ground in a year. Maternity Leave will be as in the earlier order.

4. The Governor has been further pleased to decide that a High Powered Committee will be formed to review the conditions of their engagement and for suggestions as to further improvement in the financial and other conditions of engagement due to future developments.

5. This will take effect from 1st March, 2016.

Sd/- H. K. Dwivedi

Principal Secretary to the
Government of West Bengal

No. 1107/1(300)-F(P)

Dated: 25.02.2016

Copy forwarded for information and necessary action to :

- 1) The Principal Accountant-General (A&E), West Bengal, Treasury Buildings, Kolkata-700 001.
- 2) The Addl. Chief Secretary/ Principal Secretary/ Secretary, _____
Department, Government of West Bengal.
- 3) The Divisional Commissioner, _____ Division.
- 4) The District Magistrate/District Judge, _____
- 5) The Superintendent of Police, _____
- 6) The Sub-Divisional Officer, _____
- 7) The Pay & Accounts Officer, Kolkata Pay & Accounts Office-I, 81/2/2, Phears Lane, Kolkata-700 012.
- 8) The Pay & Accounts Officer, Kolkata Pay & Accounts Office-II, P-1, Hyde Lane, Kolkata-700 073.
- 9) The Pay & Accounts Officer, Kolkata Pay & Accounts Office-III, I.B. Market, 1st Floor, Salt Lake, Sector-III, Kolkata-700 106.
- 10) The Treasury Officer, _____
- 11) Sri Sumit Mitra, Network Administrator, Finance Department, for uploading this in the Finance Department Website.
- 12) Guard file.

OSD & E.O. Joint Secretary to the
Government of West Bengal

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A/8

সুড

SUDA

রাজ্য নগর উন্নয়ন সংস্থা

STATE URBAN DEVELOPMENT AGENCY

"ইলগাস ভবন", এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
"ILGUS BHAVAN", H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

ক্রমিক নং SUDA-54/2014(Pt-1)/472 (58)

তারিখ01.03.2016.....

From : Shri M.N.Pradhan, IAS,
Director, SUDA &
Mission Director, WBSULM

To : Mayor/ Chairperson/ Commissioner/ Joint Commissioner,
..... Municipal Corporation/ Municipality
(58 ULBs under NULM)

Sub : Enhancement of consolidated monthly honorarium of APO & Co under NULM

Sir/ Madam,

1. in terms of letter of State Urban Development Agency, West Bengal (hereinafter called 'SUDA') vide No. 361/2008/487 dated 27.02.2009, the consolidated monthly remuneration of full time Town Project Officer and full time Community Organiser engaged for implementation of erstwhile SJSRY was fixed at Rs.7,500/- / Rs.8,000/- per month and Rs.5,000/- per month respectively
2. The Town Project Officer and Community Organisers who were engaged under erstwhile SJSRY scheme and have continued their function in the respective towns under National Urban Livelihood Mission (hereinafter called 'NULM').
3. Town Project Officer, functioning in the towns covered under NULM has been re-designated as Assistant Project Officer of NULM vide M. A. Deptt. notification No. 763/MA/P/C-10/35-30/2013 ;
4. The Community Organisers working under erstwhile SJSRY scheme in the towns covered under NULM is continuing as Community Organisers vide Order No. SUDA-16/2015/523(Pt.) dated 05.11.2015 ;
5. The revision of monthly consolidated remuneration of Assistant Project Officer and Community Organisers was under active consideration of the State Government for sometime past.

দূরভাষ : ২৩৫৮ ৬৪০৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০৩

Tel : 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadir@gmail.com
Account Section : 2358 6408

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SUDA

6. After careful consideration the consolidated monthly remuneration of Assistant Project Officer and Community Organisers engaged on full time basis in those towns under NULM is hereby revised. as noted below :

Name of Post	Existing monthly consolidated remuneration	Revised Monthly Consolidated remuneration	Date of effect 01/03/2016
Full time Asst Project Officer (APO) (as approved by SUDA)	Rs. 7500/- Rs. 8000/-	Rs. 15,000/-	
Full time Community organizer (as approved by SUDA)	Rs. 5000/-	Rs. 10,000/-	

This will take effect from 1st March, 2016.

This Order is issued with the approval of the Municipal Affairs Department vide U. O. No SUDA-20b/16 dated 19.02.2016.

WT 1/3/2016
Director, SUDA

&
Mission Director, WBSULM

SUDA-54/2014(Pt-I)/472/113)

01.03.2016

Copy for information to:

1. Sri Mitra Chatterjee, WBCS (Exc), Joint Secretary, M.A. Department, Govt. of West Bengal.
2. P.S. to Hon'ble MIC, M.A. & UD Department, Govt. of West Bengal for kind perusal of Hon'ble MIC.
3. P.S. to the Principal Secretary, M.A. Department, Govt. of West Bengal for kind perusal of Principal Secretary.

WT 1/3/2016
Director, SUDA

&
Mission Director, WBSULM

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P/9



OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY
ARAMBAGH ▲ HOOGHLY

Phone : (03211) 255030, Fax : (03211) 257467
E-mail:- arambagh.municipality@gmail.com

Memo No:- 643

Date:- 12/9/16

To
Chandra Pratihar,
T.P.O, SJSRY Scheme,
Arambagh Municipality.

Sub: Show Cause


It appears from the Attendance Register that you are absent herself from this Office without intimation to Authority Concerned on 12-09-2016. You are well aware that you are remained In-Charge of SBM (Swachchiha Bharat Mission) of Arambagh Municipality. But the Office of SUDA and Zilla Parishad, Hooghly are requesting for the report of this Municipality regarding ODF again and again, which are lying pending and it is clear to the Authority that you have not sent the report in time for which the Municipality will face to the irreparable monetary loss.

You are neglecting your duties intentionally to create the situation for which the Municipality will loss its standard and prestige.

You are further directed to explain within 3 days under what circumstances you are neglecting your allotted duties from the receipt of this letter.

Thanking you.

Yours faithfully,


12.9.2016
Executive Officer
Arambagh Municipality

No..... Date.....

Copy forwarded for information and taking necessary action to:-

The Director, SUDA, ILGUS Bhavan, HC Block, Sector-III, Bidhannagar, Kolkata-700106.

Executive Officer
Arambagh Municipality

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To.
The Executive officer,
Arambagh Municipality
Arambagh, Hooghly.

Sub-Reply of Show-Cause

মাননীয় মহাশয়,

আপনার প্রেরিত ১২/০৯/২০১৬ তারিখের ৬৩৩ নং কারন দর্শানোর নোটিশটি ১৪/০৯/১৬ তারিখে গেমেছি।
উহা পড়ে আমি স্তম্ভিত, হতাশ ও হতবাক। আরামবাগ পৌরসভায় বর্তমানে আমি National Urban Livelihood
Mission (NULM) এর Assistant Project Officer (APO) হিসাবে কর্মরত। ১৯৯৯ সাল হইতে আমি এখানে নিষ্ঠার
সঙ্গে কাজ করে চলেছি এবং বিভিন্নক্ষেত্রে প্রতিটি কাজের জন্যই প্রশংসিত হয়েছি।

Swachh Bharat Mission (SBM) এর নির্দেশিকা অনুযায়ী প্রতিটি পৌরসভায় SBM এর দায়িত্বপ্রাপ্ত কর্মী হলেন
সংশ্লিষ্ট পৌরসভার Executive Officer (E.O) and / Sanitary Inspector (S.I). সে কারনে হুগলী জেলার কোনো
পৌরসভায় APO দের SBM এর দায়িত্ব দেওয়া হয়নি। তাহা সত্ত্বেও জেলা হইতে আগত বিভিন্ন দিনের বিভিন্ন
নির্দেশগুলি পালন করার জন্য এবং E.O/S.I দের জন্য উল্লেখিত আলোচনা সভায় যোগদান করার জন্য আপনার ও
সভাপতি মহাশয়ের নির্দেশক্রমে আমি নিষ্ঠার সঙ্গে সকল সভায় যোগদান করেছি এবং অফিসের নির্ধারিত সময় ছাড়াও
অতিরিক্ত সময়ে অফিস ও ওয়ার্ডে উপস্থিত থেকে (Ref-Arrival & Departure time of Attendance Register)
অক্লান্ত পরিশ্রম করে SBM এর দায়িত্ব পালন করেছি যার ফলে গত ১৫/৮/১৬ তারিখের পূর্বে সকল কুলের প্রধান
শিক্ষক, সকল Councillor, ও সকল SH(৩ এর সদস্যগণ Open Defecation Free (ODF) ঘোষনা করেছেন, সেই
পরিপ্রেক্ষিতে সভাপতি মহাশয় গত ১৬/৮/১৬ তারিখে তার ঘোষণাপত্রে আরামবাগ পৌরসভাকে ODF ঘোষনা করতে
পেরেছেন। (যাহা হুগলী জেলার অন্য কোন পৌরসভা করতে পারেনি।) পৌরসভা যে অর্থ শৌচালয় তৈরীর জন্য প্রদান
করেছে, সম পরিমান অর্থ পৌরসভাকে Donate করতে হয়েছে তাইলে আরো দ্রুত ODF ঘোষনা করা যেত। (প্রতিটি
ঘোষণাপত্র ODF পুস্তিকায় ছাপানো আছে)

গত ১০/৯/১৬ তারিখে আরামবাগ পৌরসভাকে আনুষ্ঠানিকভাবে ODF ঘোষনা করা হয়েছে। নিয়মমাফিক
৯/৯/১৬ তারিখেও 2.07 PM সময়ে আমি e-mail মারফত ODF এর Report পাঠিয়েছি (Hard copy যুক্ত করলাম)
এবং দৃঢ় বিশ্বাসের সঙ্গে জানাচ্ছি কোন Report pending নেই।

গত ২৮/৭/১৬ তারিখের Board of Councillor meeting এ জেলা হইতে আরামবাগ পৌরসভার SBM এর
দায়িত্বপ্রাপ্ত মাননীয় সৌমেন দাস SDDMO মহাশয় উপস্থিত সকলকে জানান যে আমাদের নিয়মিত পাঠানো Progress
Report অনুযায়ী আরামবাগ পৌরসভাকে জেলায় মডেল হিসাবে উপস্থাপন করার চিন্তা করা হচ্ছে।

Memo no. 325(9)/H/ZP Dated 20/06/2016 অনুযায়ী আমরা শৌচালয় তৈরী করার জন্য 72,54,400.00
টাকা পেয়েছি। যা কেবলমাত্র আমার প্রচেষ্টা ও উদ্যোগেই এসেছে। হুগলী জেলার অন্য কোন পৌরসভাকে এত বেশী
পরিমান অর্থ বরাদ্দ করা হয়নি।

এই সকল ঘটনা কখনোই ইচ্ছাকৃতভাবে আমার কাজের গাফিলতিতে পৌরসভার আভিজাত্য ধ্বংস করার এবং
আর্থিক ক্ষতি করার প্রয়াস প্রদান করে না, যা প্রদান করে তা হল আমার কাজের একনিষ্ঠতা ও একাগ্রতা যা পৌরসভার
গর্বের বিষয়।

গত ১২/৯/১৬ তারিখে আমি অফিসে আসতে পারিনি কারন গত ৮/৯/১৬ তারিখ ধনী দরিদ্র নির্বিশেষে বেশ
কিছু মানুষ যাদের নাম শৌচালয় তৈরীর স্মনুমেদিত তালিকায় নেই, জমায়েত হয়ে ১০০০ টাকা করে জমা নিয়ে (SBM
এর নিয়মানুযায়ী প্রত্যেক উপভোক্তা কে ১০০০ টাকা জমা দিতে হয়) তাদের বাড়িতে শৌচালয় তৈরী করে দিতে বলেন
এবং কয়েকজন Councillor মোট প্রায় ৪০০ জনের নামের তালিকা দিয়ে আমাকে সেই সকল বাড়িতে শৌচালয় তৈরী



করে দিতে বলেন। এ বিষয়ে মাননীয় সভাপতি মহাশয়কে আলোকপাত করতে বলায় উনি ভীষন রাড় ভাষায় আমাকে সকলের সামনে যাচ্ছেতাই ভাবে অপমান ও অসম্মান করেন এবং উপস্থিত সকলের টাকা জমা নিয়ে দ্রুত শৌচালয় তৈরীর ব্যবস্থা করতে বলেন এবং Councillor'দের দেওয়া কেবলমাত্র নাম লেখা তালিকায় তাদের পিতা/স্বামীর নাম ও ঠিকানা উল্লেখ করে উক্তদিনের মধ্যেই যেন আমি জেলা হইতে প্রয়োজনীয় অর্থ বরাদ্দ করতে পারি তার নির্দেশ দেন। প্রায় ৪০০ জন, যাদের আমি চিনি। তাদের পিতা/স্বামীর নাম ও ঠিকানা কিভাবে উল্লেখ করব জানতে চাওয়ায় উনি পুনরায় আমাকে সকলের সামনে সুবিশহ ভাবে নানারকম ভাষায় অপমান অসম্মান ও হেনসথা করেন এবং পৌরসভার আর্থিক ক্ষতি করে ইচ্ছাকৃতভাবে আমি SBM কে বানচাল করার জন্য কাজ করতে চাইছিল। বলে সকলকে জানান। আমার চাকরী কি করে থাকে দেখবেন বলেও ছমকী দেন। কেবল মাত্র উক্ত দিনেই নয়, পূর্বেও বহুবার উনি নানা আছিলায় অনৈতিক ভাবে আমাকে, একজন নিষ্ঠাবতী মাইলা কর্মীকে এভাবে অপমান অসম্মান ও হেনসথা করেছেন যা চরম রূপ নেয় উক্ত দিনে। উক্ত ঘটনায় আমি মানসিকভাবে ভেঙ্গেপরি এবং শারিরিক অসুস্থতার শিকার হই। আমার দীর্ঘ কর্মজীবনে (১৬ বৎসরের অধিক) এভাবে কখনো মানসিক অত্যাচারের শিকার হইনি।

ইহা সত্ত্বেও গত ১০/৯/১৬ তারিখে শারিরিক ও মানসিক অসুস্থতা নিয়ে আমি অফিসে উপস্থিত ছিলাম এবং ODF যোষনার অনুষ্ঠানেও যোগদান করেছি। নিয়মমত মাননীয় সভাপতি মহাশয়কে রবীন্দ্রভবনে আমার অসুস্থতার কথা বলে ১২/৯/১৬ তারিখে অনুপস্থিত থাকার সপ্রমাণ কথ্য জানিয়েছি। (Medical Certificate সঙ্গে দিলাম)। আমার বিরুদ্ধে আনা সকল অভিযোগ প্রমাণসহ উদ্দেশ্যপ্রনোদিত ও উদ্ভিহীন প্রমাণ করলাম।

ধন্যবাদান্তে,

- Encloser- 1. Hard copy of e-mail dated 9.9.16
2. Memo no. 325(9)/HZF Dated 20/06/2016
3. Medical Certificate

বিনিতা,

চন্দ্রা প্রতীহার

Chandra Pratihār
APO, NULM 15/9/16
Arambagh Municipality

Copy with its encloser forwarded to The Director SUDA ILGUS Bhaban, HC Block, Sector III, Bidhannagar, Kolkata-700106 for information.

বিনিতা,

চন্দ্রা প্রতীহার

Chandra Pratihār
APO, NULM 15/9/16
Arambagh Municipality

M Gmail

-59-

Fwd: Final List of ODF


1 message

Chairman, Arambagh Municipality <arambagh.municipality@gmail.com>
To: Chandra Prathar <chandraprathar2010@gmail.com>

----- Forwarded message -----

From: Chairman, Arambagh Municipality <arambagh.municipality@gmail.com>
Date: Fri, Sep 9, 2016 at 2:07 PM
Subject: Final List of ODF
To: AEO HOOGHLY ZILLA PARISHAD <acchzp@gmail.com>

Madam,
Please find the attachment for present status regarding ODF under Arambagh Municipality.
Thanking you
Chairman,
Arambagh Municipality.

 No Latin with Tag for final Print (2) PIYALI.xlsx
317K

Chandra Prathar <chandraprathar2010@gmail.com>

Wed, Sep 14, 2016 at 11:00 AM

Scanned by CamScanner

- 60 -

OFFICE OF THE HOOGHLY ZILLA PARISHAD
Chinsurah : Hooghly

Memo No. 325(9)/HBP.

Date 26.06.2016

From : The Additional Executive Officer,
Hooghly Zilla Parishad

To : The Executive Officer,

_____ Municipality.

Sub : Sub-allotment & release of 60% of Total Fund in respect of Household Latrines.

Out of an allotment of Rs. 9,03,99,000 (Rupees nine crore three lakh ninety nine thousand) only received from SUDA on vide memo no.- SUDA-23/2015(pl.)/1844 dated 8/01/16, an amount of Rs., 2,58,81,600/- (Rupees two crore fifty eight lakh eighty one thousand six hundred) only is here by sub-allotted and released in favour of Executive Officer of 9 nos. of Municipalities of this District for construction of Latrines in respect of households using Community Insanitary Latrine, Shared Insanitary Latrine including having practicing Open Defecation but having land within the premises with an objective to achieve the status of ODF under SBM (U). The Municipality-wise sub-allotment is enclosed herewith :-

Sl. No	ULB Name	Total No. of Left-out Households	No. of households without Latrine within the Premises				No. of Households having Land	Fund to be released		
			Community Insanitary Latrine	Shared Insanitary Latrine	Open Defecation	Total		60% of Central Share @ Rs. 4000 per unit	60% of State Share @ Rs. 1333 per unit	Total (Rs.)
1	2	3	4	5	6	7(4+5+6)	8	9	10	11(9+10)
1	ARAMBACH	3121	11	198	2714	2921	2267	54,40,800.00	18,13,600.00	72,54,400.00
2	SHADRESWAR	3321	318	919	829	2066	1277	30,64,800.00	10,21,600.00	40,86,400.00
3	CHAMPDANY	1741	187	138	810	1115	956	22,94,400.00	7,64,800.00	30,59,200.00
4	DAHUNI	4926	0	105	905	1090	1083	26,61,200.00	8,60,400.00	34,01,600.00
6	HOOGHLY-CHINSURAH	2368	42	0	553	988	237	6,68,800.00	1,89,600.00	7,58,400.00
8	RISHRA	1835	170	814	1	885	673	13,75,200.00	4,58,400.00	18,33,600.00
7	SERAMPORE	2208	167	470	882	1519	1042	26,00,800.00	8,33,600.00	33,34,400.00
8	TARAKESWAR	1624	144	278	877	1299	883	12,99,200.00	4,86,400.00	18,85,600.00
9	UTTARPARA-KOTRUNG	688	0	7	102	109	90	2,16,000.00	72,000.00	2,88,000.00
TOTAL		21210	1039	2627	7752	11798	8088	1,94,11,200.00	64,70,400.00	2,58,81,600.00

Contd....Page-2

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Page-2

The fund to be utilized in strict compliance with the SBM (U) guidelines. Govt. Orders & Circulars issued
same to memo

He will also submit utilization certificate & MPR to this office in proper format in due course.

J. D. L. 16.6.16

Additional Executive Officer
Hooghly Zilla Parishad

Memo No. 325 (9)/17/HDP.

Date 20.06.2016

Copy forwarded for information and necessary action to :-

- 1) The Kamadhakshya, Janaswastha -O- Paribesh Stayee Samity, Hooghly Zilla Parishad
- 2) The Secretary Hooghly Zilla Parishad
- 3-6) The Sub-Divisional Officer, Sadar, Hooghly / Chandernagore / Serampore / Arambagh Sub-Division
- 7-15) The Chairman, _____ Municipality.
- 16) C.A. to Sabhadhipati, Hooghly Zilla Parishad with a request to place it before the Sabhadhipati.
- 17) C.A. to District Magistrate, Hooghly with a request to place it before the District Magistrate

J. D. L. 16.6.16

Additional Executive Officer
Hooghly Zilla Parishad

- 62 -

Dr. Bijoy Kumar Chanda
M.B.B.S FCGP

Phone : 2593-0913

Mobile : 9831088830

Residence:

15/3, 1st Lane, Chakraborty Para

(Near Kalyan Samity Club)

Nona-Chandanpukur, Barrackpore, 24 Pgs. (N)

Morning : 8.00 A.M. to 9.00 A.M.

ATTACHED:

- Sarada Seva Sadan
- Panacea Nursing Home

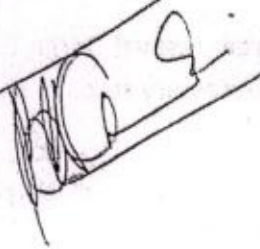
To Lokam & Malay Lokam

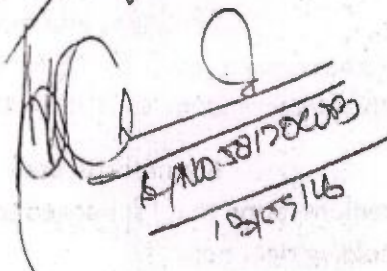
This is to certify that Mrs. Chandra Chakraborty
(Pati) female age was under my treatment

From 10/09/16 to 13/09/16.

Now she is in good health &

Fit for ~~work~~ / duties from 14/09/16

Chandra Pantiker



DR. BIJAY KUMAR CHANDA
MBBS, FCGP.
Reg. No. 58120 (W.B.)

- BANERJEE MEDICAL (Debpukur) • Tuesday & Friday : 7.00 P.M. to 8.00 P.M. M - 9903170645
- GEETA PHARMACY (Charrbazar) • 6.30 P.M. to 8.00 P.M. Phone : 2592-5298
- JIBOK DIAGNOSTICS (Barasat Road) • 10.00 A.M. to 12.00 Noon, Phone : 2592-0716
- MADE IN INDIA PARIWAR • Sunday 6.00 P.M. to 7.00 P.M.

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P/10

To,
The Chairman,
Arambagh Municipality

Date: 05-10-2016

Sub.:- Releasing of enhanced remuneration towards APO for the period from April,2016 to September,2016

Respected Sir,

This is to inform you that our Municipality has received enhanced remuneration towards APO for the period from April'16 to September 16' through the Memorandum No. SUDA-115/16/1582, dated 16/09/16.

But unfortunately till now I have not received the enhanced remuneration that I supposed to get at present as per the post of APO, I am holding right now.

On the eve of our great festival Durga Puja, this is for your kind attention and requesting you to take necessary steps in this regard from your end at the earliest.

Thanking you,

With regards,

Place: Arambagh

Chandra Pratihar.

Chandra Pratihar.

APO; NULM; 05/10/16
Arambagh Municipality.



To,
The Secretary,
Paschimbanga Poura Karmachari Fedaration,
7, Monmohon Mukherjee Road,
Bally, Howrah - 711201.
West Bengal.

- 64 -

Sub - Request for taking necessary steps for releasing of remuneration of APO under NULM which is pending since April, 2016.

মাননীয় মহাশয়,

আমার বিনিত নিবেদন এই যে আমি বিশ্বভারতী বিশ্ববিদ্যালয় হইতে MSW (Master of Social Work) ডিগ্রী অর্জনের পর ১৯৯৯ সাল হইতে আরামবাগ পৌরসভায় SJSRY Scheme এ কাজ করছি। বর্তমানে আরামবাগ পৌরসভায় National Urban Livelihood Mission (NULM) এর Assistant Project Officer (APO) হিসাবে কর্মরত। এছাড়া স্বচ্ছ ভারত মিশনের প্রধান দায়িত্বপ্রাপ্ত কর্মী। SUDA (State Urban Development Agency) হইতে আরামবাগ পৌরসভায় আমার remuneration প্রেরন করা স্বত্বেও আমি গত April, 2016 হইতে আমার প্রাপ্য remuneration পাচ্ছি না। এছাড়াও Jan. 2016 হইতে প্রচুর পরিমানের প্রাপ্য T.A দিচ্ছে না। এ বিষয়ে বারবার মাননীয় পৌরপ্রধান মহাশয়কে লিখিত ও মৌখিক অনুরোধ করলেও কর্নপাত করছেন না। অধিকন্তু গত ১২/০৯/২০১৬ তারিখে ইচ্ছাকৃত ভাবে অকারনে Show Cause করেন। আমি চরম অপমানিত হয়ে মানসিকভাবে হতাশ হয়ে গত ২৯/১১/২০১৬ তারিখে No objection Certificate এর জন্য লিখিত আবেদন জানাই, সেটাও উনি দিতে চাইছেন না।

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বাড়িতে আমার ৮৯ (উননকই) বৎসর বয়সের বৃদ্ধ অসুস্থ পিতা এবং দুরারোগ্য হার্ট পেশেন্ট ৫১ (একান্ন) বৎসর বয়সের অবিবাহিত দিদিকে নিয়ে গত এক বছর যাবৎ চরম আর্থিক সঙ্কটে পড়ে আমি সম্পূর্ণ হতাশগ্রস্থ হয়েগেছি।

এমতাবস্থায় আজ বিশ নারী দিবসে আমার একান্ত অনুরোধ সরোজমিন তদন্ত করে সত্তর আমি যাহাতে আমার প্রাপ্য remuneration পাই এবং সুস্থ স্বাভাবিক ভাবে বাঁচতে পারি তাহার সু ব্যবস্থা করিয়া বাধিত করবেন।

ইতি,

বিনিতা,

চন্দ্র প্রতিহার,

Chandra Pratihari,

APO, NULM. 08/03/17

Arambagh Municipality.

Mob.- 9474127007 / 9332254621

email id- chandrapratihar2010@gmail.com

Encloser - 1. Show Cause Letter.

2. Reply of Show Cause.

আমার মহাশয়
কর্মসূচী
11/3/17

P/W

-65-

OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY
ARAMBAGH ▲ HOOGHLY

Phone : (03211) 255030, Fax : (03211) 257467
E-mail:- arambagh.municipality@gmail.com

Ref. No. 1412

Date- 9/3/2017

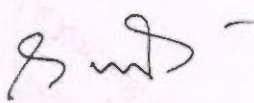
TO WHOM IT MAY CONCERN

No Objection Certificate

In response to the application of Chandra Pratihari, APO, NULM, dated 29/11/2016, this is to certify that She has been engaged as Community Organiser (C.O) since 15/03/1999 and continuing the service as Town Project Officer (TPO) on re appointment since 1/12/2008 under Swarna Jayanti Sahari Rojgar Yojana (SJSRY) scheme, and still redesignated and working as Assistant Project Officer (APO) under National Urban Livelihood Mission (NULM) of Arambagh Municipality.

Arambagh Municipality has no objection to spare her from this Municipality if she applied anywhere.




Chairman
Arambagh Municipality
Chairman
Arambagh Municipality

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P/12

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OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY
ARAMBAGH ▲ HOOGHLY

Phone : (03211) 255030, Fax : (03211) 257467
E-mail:- arambagh.municipality@gmail.com

Ref. No: 1415/Arnam

Date: 10/3/17

Chandra Pratihar,
Town Project officer,
Arambagh Municipality,
Arambagh, Hooghly.

The undersigned is to inform her that She has been ordered and entrusted with the duties and responsibilities in connection with observations of household Latrines and the entire work of ODF and also the work of the Geotagging of the household latrines under this Municipality, but violating the said orders She is always reluctant to discharge her duties. Besides, she has also been directed verbally to perform her allotted duties several times. But in spite of that, neglecting the said orders also she does not discharge her duties at all. As a result, her negligency at duties, this Municipality is being suffered from a great financial loss day by day. Hence, she is further directed to explain why She violates the official orders and it is directed to submit the reason of the same within 3 days on receipt of this letter.

KC
10.3.2017



Executive Officers
Arambagh Municipality

Executive Officer
Arambagh Municipality

- 67 -

Executive officer,
Arambagh Municipality,
Arambagh, Hooghly.

মাননীয় মহাশয়,

আপনার স্বাক্ষরিত Ref No. 1415/Aram, Dated - 10/03/2017 টি গতকাল পেয়েছি। উহা পড়ে বোধগম্য হল না যে উহা পত্র না নোটিশ অথবা কোনো নির্দেশ।

আপনার অবগতির জন্য জানাই যে আমি Assistant Project Officer under NULM, Town Project Officer নই। আরো জানাই যে ODF এর কাজ করার জন্য আমি আরামবাগ পৌরসভা হইতে কোন লিখিত নির্দেশ পাইনি তাও আপনার ও সভাপতি মহাশয়ের মৌখিক অনুরোধে প্রচুর প্রতিকূলতা স্বত্ত্বেও নিপুন দক্ষতায় নিরলস পরিশ্রম করে যথাসময়ে আরামবাগ পৌরসভাকে ODF ঘোষনা করতে পেরেছি।

ODF এর কাজে পৌরসভা স্তরে কোনো Geotagging হয় না। কাজেই আমার কাজের গাফিলতিতে Geotagging হচ্ছেনা এই অভিযোগ সর্বৈব মিথ্যা। আমার উপর বারবার মিথ্যা অভিযোগ করার পূর্বে আমার কাজের পরিধি দক্ষতা ও সফলতা সম্পর্কে সমধিক অবগত হইনি।

বাড়িতে আমার ৮৯ (উন্ননকই) বৎসর বয়সের বৃদ্ধ অসুস্থ পিতা এবং দুরারোগ্য হাট পেশেন্ট ৫১ (একান্ন) বৎসর বয়সের অবিবাহিত দিদি আপনার এই মিথ্যা অভিযোগ পড়ে আরো অসুস্থ হয়ে পরেছে।

আপনি অবগত আছেন যে SUDA (State Urban Development Agency) হইতে আরামবাগ পৌরসভায় আমার (APO) remuneration প্রেরন করা স্বত্ত্বেও আমি গত April, 2016 হইতে আমার প্রাপ্য remuneration পাচ্ছিনা। এছাড়াও Jan. 2016 হইতে প্রচুর পরিমানের প্রাপ্য T.A দিচ্ছিনা। অধিকন্তু আধার কার্ড প্রস্তুতের প্রথম পর্যায় ও দ্বিতীয় পর্যায়ের প্রধান দায়িত্বপ্রাপ্ত কর্মী হিসাবে দক্ষতার সহিত সকল দায়িত্ব পালন করা স্বত্ত্বেও আমার প্রাপ্য পারিশ্রমিক পাচ্ছিনা। এমন কি আমার অধীনে কাজ করা Enumerator রা তাদের প্রাপ্য পারিশ্রমিক পেলেও Supervisor হিসাবে আমি আমার প্রাপ্য পারিশ্রমিক এখনো পাইনি। SBM এর প্রধান দায়িত্বপ্রাপ্ত কর্মী হিসাবেও কোনো পারিশ্রমিক এখনো পাইনি। এ বিষয়ে বারবার আপনাকে ও পৌরপ্রধান মহাশয়কে লিখিত ও মৌখিক অনুরোধ করলেও কনপাত করছেন না। অধিকন্তু বারবার ইচ্ছাকৃত ভাবে মিথ্যা Show Cause করে একজন উচ্চ শিক্ষিতা কর্মদক্ষ ও অভিজ্ঞতা সম্পন্ন মহিলা কর্মীকে চরম হেনস্থা ও অপমান করছেন।

দিনের পর দিন আপনাদের দ্বারা আর্থিকভাবে শোষিত এবং মানসিকভাবে অত্যাচারিত হতেহতে বর্তমানে আমি আর্থিক ও মানসিক দিকদিয়ে সম্পূর্ণ রূপে বিকৃত ও বিপর্যস্ত। এরূপ সম্পূর্ণ হতাসগ্রস্থ অবস্থায় আমার উপর বারবার মিথ্যা অভিযোগ আমাকে আত্মহত্যা প্ররোচনা করছে।

এমতাবস্থায় আমার একান্ত অনুরোধ আমার দীর্ঘদিনের প্রাপ্য পারিশ্রমিক প্রদান করে আমার কাজের অগ্রগতির পুঙ্খানুপুঙ্খ হিসাব বুঝে নিন কারন আমি কাজ করতে জানি, কাজ করতে পারি, এবং কাজকে ভালবেসে কাজ করি। আর সে কারনেই ১৯৯৯ সাল হইতে আমি আমার নির্ধারিত কাজের অতিরিক্ত বিভিন্ন গুরুত্বপূর্ণ কাজের দায়িত্বগুলি পালন করার নির্দেশ পেয়ে সার্থক ভাবে সম্পাদন করে চলেছি।

নমস্কারান্তে,

বিনিতা,

১৬/৩/১৭

Chandra Pratihar
APO, NULM 15/3/17
Arambagh Municipality



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P/13



OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY
ARAMBAGH A HOOGHLY

Phone : (03211) 255030, Fax : (03211) 257467
E-mail:- arambagh.municipality@gmail.com

Ref. No.: 1452/Arbam

Date: 21.3.17

Chandra Pratihar,
Town Project Officer,
Arambagh Municipality,
P.O- Arambagh, Dist- Hooghly.

As per directions of the Hon'ble Chairman, Arambagh Municipality, She is requested to submit all the relevant files, note- sheets, etc. relating to NULM, SBM and ODF from her table to the table of the undersigned for taking necessary action in this regard. She is further directed to kindly hand over computer installed at her table immediately to the undersigned for taking further steps.

KL
21.3.2017

Executive Officer
Arambagh Municipality

Executive Officer
Arambagh Municipality

Received
all files and
computer sat. etc.

KL
22.3.2017

Executive Officer
Arambagh Municipality

- 69- 1/19

WEST BENGAL STATE URBAN LIVELIHOOD MISSION

(Under Municipal Affairs Department, Government of West Bengal)

"ইলগাস ভবন", এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা ৭০০ ১০৬, পশ্চিমবঙ্গ।

"ILGUS BHAVAN", H-C Block, Sector-III, Bidhannagar, Kolkata 700 106, West Bengal.

SUDA- 115/16/ 355

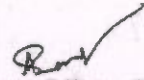
Date: 06/07/2017

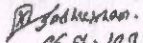
MEMORANDUM

**Release of fund towards remuneration of APO and Community Organiser (CO)
Under CB & T - NULM for the month of June'17 and Arrear Salary**

Funds are hereby released electronically in favour of the Municipalities / N.A.A as details on Page-2 to 5, towards remuneration of APO and Community Organiser (CO) under CB & T-NULM for month of June'17 and Arrear Salary.

- ☛ The monthly statement of expenditure may please be sent in the specified format.
- ☛ Utilisation Certificate may please be sent immediately after release of the cumulative funds under this component.
- ☛ The Money receipt in Form 42 may please be sent immediately after receipt of the fund.
- ☛ Professional Tax has to be deducted from the remuneration of the APO and CO as per rule.
- ☛ Payment of remuneration be released on the basis of actual attendance.


Finance Officer, SUDA


06.07.2017

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-02-

SI	ULB name	Amount (In Rs.)	Name of the Bank	Branch Name	Account No.	IFS Code
1	Dhulian Municipality	15,000.00	UCO Bank	Dhuliyari	03700100010884	UCBA0000370
2	Contai Municipality	15,000.00	Punjab National Bank	Contai	1411000100100106	PUNB0141100
3	Jangipur Municipality	15,000.00	United Bank of India	Raghunathganj	0466010179795	UTBI0RAG985
4	Old Malda Municipality	15,000.00	Allahabad bank	Nawabganj Hat	22243668853	ALLA0211817
5	Konnagar Municipality	15,000.00	Allahabad bank	Konnagar	20512790407	ALLA0210521
6	Arambagh Municipality	15,000.00	Hooghly District Central Co-Operative Bank Ltd	Arambagh	13201000091-1	WBS00HDCB06
7	Panskura Municipality	15,000.00	Bangiya Gramin Vikash Bank	Panskura Banaimali College Branch	5551011000677	UTBI0RRBBGB
8	Gushkara Municipality	15,000.00	State Bank of India	Itachanda	11254337193	SBIN0006193
9	Rampurnat Municipality	15,000.00	State Bank of India	Rampurnat	11282177666	SBIN0000165
10	Pujali Municipality	15,000.00	Allahabad bank	Nischintapur	21964897712	ALLA0211336
11	Memari Municipality	15,000.00	State Bank of India	Memari	10513298352	SBIN0001366
12	Dainhat Municipality	15,000.00	State Bank of India	Dainhat	30703232135	SBIN0002045
13	Taki Municipality	15,000.00	Allahabad bank	Taki	21375557898	ALLA0210043
14	Chakdaha Municipality	15,000.00	State Bank of India	Chakdaha	10623424327	SBIN0004744
15	Jhargram Municipality	15,000.00	Allahabad bank	Jhargram	20886896916	ALLA0211741

Rand

Finance Officer
State Urban Development Agency

P. Subisetti
28.04.2017

- 71 -
-5-

SUDA-115/16/ 355/1 (65)

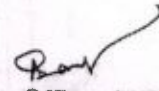
06.07.2017

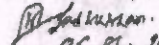
Copy for information to:

1. The Chairman, Dhulian / Contai / Jangipur / Old Malda / Konnagar / Arambagh / Panskura / Gushkara / Rampurhat / Pujali / Memari / Dainhat / Taki / Chakdah / Jhargram / Dhulian / Contai / Jangipur / Baduria / Old Malda / Kalna / Bolpur / Konnagar / Arambagh / Ghatal / Coopers camp / Panskura / Gushkara / Gangarampur / Ialampur / Kaliyaganj / Taherpur / Baruipur / Jiaganj Azimganj / Kalimpong / Dhupguri / Rampurhat / Tufanganj / Kurseong / Nalhati / Katwa / New Barrackpore / Ranagaht / Pujali / Dalkhola / Memari / Dainhat / Tarakeswar / Egra / Beldanga / Sonamukhi / Joynagar Mozilpur / Mal / Haldibari / Taki / Chakdaha / Mekliganj / Khirpai / Kharar / Dinhati / Jhargram / Mathabhanga Municipality / N.A.A.

He/she is requested to verify the respective Bank Account of the ULB in respect of NULM/SJSRY that the sanctioned amount has duly been credited. For any discrepancy, he/she is requested to report the same immediately to SUDA.

2. Additional Director (AD), SUDA.
3. Director., SUDA.
4. Advisor, SUDA.


Finance Officer, SUDA


06.07.2017

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WEST BENGAL STATE URBAN LIVELIHOOD MISSION

(Under Municipal Affairs Department, Government of West Bengal)

"ইলগাস ভবন", এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা ৭০০ ১০৬, পশ্চিমবঙ্গ।

"ILGUS BHAVAN", H-C Block, Sector-III, Bidhannagar, Kolkata 700 106, West Bengal.

SUDA-115/16/ 533

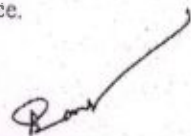
Date: 04/09/2017

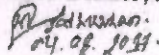
MEMORANDUM

Release of fund towards remuneration of APO/CO under CB & T - NULM for the period from Jul'17 to Sep'17

Funds are hereby released electronically in favour of the Municipalities / NAA as details on Page-2 to 4, towards remuneration of APO/CO under CB & T-NULM for the period from Jul'17 to Sep'17.

- ☛ The monthly statement of expenditure may please be sent in the specified format.
- ☛ Utilisation Certificate may please be sent immediately after release of the cumulative funds under this component.
- ☛ The Money receipt in Form 42 may please be sent immediately after receipt of the fund.
- ☛ Professional Tax has to be deducted from the remuneration of the APO/CO as per rule.
- ☛ Payment of remuneration be released on the basis of actual attendance.


Finance Officer, SUDA


04.09.2017

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REMUNERATION OF APO								
SL. NO.	ULB	Name	Designation	Date of Joiu	Rem. for the month of July,17	Rem. for the month of Aug,17	Rem. for the month of Sept,17	Total Rem. (In Rs.)
					(Rs)	(Rs)	(Rs)	
1	ARAMBAGH	CHANDA PRATI HAR	APO	4/1/2014	15000	15000	15000	45000
2	CHAKDAH	JOYANTI BISWAS	APO	4/1/2014	15000	15000	15000	45000
3	DAINHAT	AMIT DAS	APO	4/1/2014	15000	15000	15000	45000
4	DHULIYAN	MIHIR KR SINHA	APO	4/1/2014	15000	15000	15000	45000
5	GUSHKARA	PRANAB DEY	APO	4/1/2014	15000	15000	15000	45000
6	JHARGRAM	RAM PRASAD NEOGI	APO	4/1/2014	15000	15000	15000	45000
7	KONNAGAR	AVIJIT KUMAR MUKHERJEE	APO	4/1/2014	15000	15000	15000	45000
8	MEMARI	ALPANA MITRA	APO	4/1/2014	15000	15000	15000	45000

Rat
Finance Officer
State Urban Development Agency
M. J. Jha
04.09.2017

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-4-

SUDA-115/16/ 533 /1 (4)

04/08/2017

Copy for information to:

1. The Chairman, Arambagh / Chakdah / Dainhat / Dhuliyon / Gushkara / Jhargram / Konnagar / Memari / Arambagh / Baduria / Baruipur / Beldanga / Chakdah / Coopers camp / Dainhat / Dalkhola / Dhuliyon / Dhuppuri / Egra / Gushkara / Haldibari / Islampur / Jangipur / Jhargram / Joynagar Mozilpur / Kaliyaganj / Kalna / Katwa / Kharar / Konnagar / Kurseong / Mal / Maheshtala / Memari / Nalhati / New Barrackpore / Ranaghat / Sainthia / Sonamukhi / Taherpur / Tarakeswar / Tufanganj Municipality / NAA. He/she is requested to verify the respective Bank Account of the ULB in respect of NULM / SJSRY that the sanctioned amount has duly been credited. For any discrepancy, he/she is requested to report the same immediately to SUDA.
2. Joint Director (SD), SUDA.
3. Cashier., SUDA.
4. Advisor, SUDA.


Finance Officer, SUDA

B. S. Saha
04.08.2017

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WEST BENGAL STATE URBAN LIVELIHOOD MISSION

(Under Municipal Affairs Department, Government of West Bengal)

"ইলগাস ভবন", এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা ৭০০ ১০৬, পশ্চিমবঙ্গ।

"ILGUS BHAVAN", H-C Block, Sector-III, Bidhannagar, Kolkata 700 106, West Bengal.

SUDA- 115/16/ 880

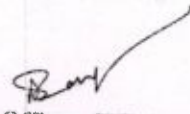
Date: 06/11/2017

MEMORANDUM

**Release of fund towards contractual Remuneration of APO & CO at CMMU under CB & T
- NULM for the period from Oct'17 to Dec'17 and Arrear Rem.**

As per Assessment funds are hereby released electronically in favour of the Corporation/Municipalities as details on Page-2 to 5, towards contractual remuneration of APO & CO at CMMU for the period from Oct'17 to Dec'17 and Arrear rem. under CB&T of DAY-NULM.

- ☛ The monthly statement of expenditure may please be sent in the specified format.
- ☛ Utilisation Certificate may please be sent immediately after release of the cumulative funds under this component.
- ☛ The Money receipt in Form 42 may please be sent immediately after receipt of the fund.
- ☛ Professional Tax has to be deducted from the remuneration of the APO & CO as per rule.
- ☛ Payment of remuneration be released on the basis of actual attendance.


Finance Officer, SUDA.

M. Subudhan
06.11.2017

-2- -76-

REMUNERATION OF APO

SL. NO.	ULB	Name	Date of Join	Arrear Rem.	Rem. for the month of Oct,17	Rem. for the month of Nov,17	Rem. for the month of Dec,17	Total Rem. (in Rs.)
1	ARAMBAGH	CHANDA PRATIHAR	01/04/2014	0	15000	15000	15000	45000
2	CHAKDAH	JOYANTI BISWAS	01/04/2014	0	15000	15000	15000	45000
3	DAINHAT	AMIT DAS	01/04/2014	0	15000	15000	15000	45000
4	DHULIYAN	MIHIR KR SINHA	01/04/2014	0	15000	15000	15000	45000
5	GUSHKARA	PRANAB DEY	01/04/2014	0	15000	15000	15000	45000
6	JHARGRAM	RAM PRASAD NEOGI	01/04/2014	0	15000	15000	15000	45000
7	KONNAGAR	AVIJIT KUMAR MUKHERJEE	01/04/2014	0	15000	15000	15000	45000
8	MEMARI	ALPANA MITRA	01/04/2014	0	15000	15000	15000	45000
9	PANSKURA	TAPAS GHORAI	01/04/2014	0	15000	15000	15000	45000
10	RAMPURHAT	SHYAMAL GANGULY	01/04/2014	0	15000	15000	15000	45000
11	PUJALI	SAMIR KR BODHAK	01/04/2014	45000	15000	15000	15000	90000

Finance Officer
State Urban Development Agency
Govt of West Bengal

[Signature]
06.11.2017

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-5-

SUDA-115/16/ 880 / 1 (13)

06.11.2017

Copy for information to:

1. The chairman Arambagh / Chakdaha / Dainhat / Dhuliyani / Gushkara / Jhargram / Konnagar / Memari / Panskura / Rampurhat / Pujali / Arambagh / Baduria / Beldanga / Chakdaha / Coopers Camp / Dainhat / Dalkhoia / Dhuliyani / Dhupguri / Dinhati / Egra / Ghatal / Gobardanga / Gushkara / Haldibari / Islampur / Jangipur / Jhargram / Joynagar Mozilpur / Kaliyaganj / Kalna / Katwa / Kharar / khirpai / Konnagar / Kurseong / Mal / Mathabhanga / Mekliganj / Memari / Nalhati / New Barrackpore / Panskura / Pujali / Rampurhat / Ranaghat / Sainthia / Sonamukhi / Taherpur / Tarakeswar / Tufanganj Municipality/N.A.A.

He/she is requested to verify the respective Bank Account of the ULB in respect of NULM that the sanctioned amount has duly been credited. For any discrepancy, he/she is requested to report the same immediately to SUDA.

2. Additional Director (AD), SUDA.
3. Director., SUDA.
4. F.A, SUDA.


Finance Officer, SUDA.

P. S. Suman
06.11.2017

To,
The Chairman
Arambagh Municipality.
Arambagh; Hooghly.

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P/15

Sub: - আফিসের কাজ করার সুস্থ পরিবেশ ও পরিষ্কারতা প্রাপ্তি, আবেদন।

মাননীয় মহোদয়,

আমার বিনিত নিবেদন এই যে গত 1.4.16 তারিখে হইতে
আরামবাগ পৌরসভায় NULM কার্যকর হইলে এক আফিস NULM
এর Assistant Project Officer (APO), কিন্তু দুর্ভাগ্যবশত;
আমাকে APO হিসাবে গণ্য করা হয়নি, গত 20.3.2017 তারিখে
আফিস প্রথমবার APO হিসাবে আমার প্রায় commutation
পাই কিন্তু APO হিসাবে কোন কাজ করতে দেওয়া হয়নি, এমনকি
21.3.2017 তারিখের Executive Officer এর স্বাক্ষরিত আমাকে
Town Project Officer উল্লেখিত Ref No-1452/Aram চকুয়ার
আমার কাজে থাকা সমস্ত ঘরানি কমিউটিং ও অন্যান্য সামগ্রী E.O কে
সম্পাদিত করতে গাই ২২, NULM হস্তান্তর বার্তা Room এর সমস্ত বস্তু হস্তান্তর
এই সকল দুর্ভাগ্যে মানসিক পরিস্থিতিতে বসে বসে অনুভব
করার পর পুনরায় আমার অনির্বন্ধ অনুভব NULM এর APO হিসাবে কাজ
করার জন্য যথাস্থানে আফিস উপযুক্ত পরিষ্কারতা ও পরিবেশ পাই তাহা
স্বপ্নের সু-ব্যবস্থা করিয়া বারিও করিতেন।

নিবেদন হইত

বিনিত

চন্দ্র প্রতিহার,
APO, NULM, 7.7.17

Enclosed :- Ref No. - 1452/Aram
dated. - 21.03.2017

Received Without Verification
Dated On 27/7/17
Arambagh Municipality
Signature

- 79 -

To,
The Chairman
Arambagh Municipality,
Arambagh, Hooghly.

Sub :- অফিসে কাজ করার নিয়ম ও বক্রায় পারিষ্কারিক প্রদান করার আবেদন,
মাননীয় অধ্যক্ষ,

আমার বিবিত্ত বিবেচন এই যে গত 1.4.16 তারিখ হইতে আরাগভাগ
পৌরসভায় NULM এর অফিস Assistant Project officer (APO), কিন্তু প্রকৃত-
বসত: অফিস NULM দপ্তরের পৃথক কক্ষে বসে অফিসের অন্য কাজের দায়িত্ব নিজে
বাঁধি হইয়াছি, আমাকে APO হিসাবে জন্য করা হয়নি, গত 20.3.17 তারিখে অফিস প্রথম
APO হিসাবে প্রাপ্ত remuneration পার্স গ্রহণ 21.3.17 তারিখে Ref No 1452/Aram
অনুযায়ী আমাকে বাক্সমাঝে জমা দিয়া হইল, Computer ও অন্যান্য অফিসি Executive
Officer কে স্থানান্তর করতে বাঁধি হই।

31st June 2017 তারিখ হইতে স্থানান্তর অফিস কোর remuneration পার্স দিয়া,
বর্তমান বন্যায় বাঁধির অক্ষয় আমাকে আর ছাবার আমায়ী অক্ষয় নর্থ হইয়াছে এমনকি
পানীয় জল ফিল্টার হইছে।

হর্বিষয় মাননীয়ক পরিচিহিতি এ আমাকে পূর্বে বন্যায় অফিসিক ও নিয়মিত
অনুযায়ী করেছি স্থানান্তর আমার অ-নির্বন্ধ অনুযায়ী আমাকে অফিসে কাজের মাঝে দুই
২৩য়ার নিয়মিত দিয়া গ্রহণ বর্তমান পরিচিহিতির আর্থিক আ-কর্ষ হইছে আমায়
remuneration প্রদান করার নিয়মিত করুন যাতে অফিস আমায় ৪৭ ২৩য়ার
বন্যায় বৃদ্ধ শিলা ও হা বন্যায় অ-বিবাহিত প্রকৃতপক্ষে অফিসি ফিল্টার
নিয়মে সুযোগ্যিক হায়ে বন্যায় করতে পারি।

আবেদন হইতি,

বিনয় -
চন্দ্র প্রতিভা
27.7.17
APO, NULM
আরাগভাগ পৌরসভা,

- বি. দি: - এই প্রতিনিয়ত Ref No. 1452/Aram dated 21.3.17 এর মাননীয়,
1. Mission Director WBSULM, SUDA, 11-GUS Bhaban, H.E Block,
Sector III, Brahmanagar, Kolkata - 700066
2. Sub-Divisional Officer, Arambagh, Hooghly অধ্যক্ষ কে
অনুযায়ী ও উপযুক্ত ব্যবস্থা গ্রহণের অনুরোধ করা প্রদান করুন।

RECEIVED
But Content not verified

S.D.O.'s Office
Arambagh Hooghly

Received Without Verification
Dated On 28.7.17
Arambagh Municipality
Signature - S. Pandit

বিনয় -
চন্দ্র প্রতিভা
27.7.17
APO, NULM
আরাগভাগ পৌরসভা,
Mob-9474127007
9332254621

- 80 -

Gmail

Chandra Pratihhar <chandrapratihar2010@gmail.com>

Humble plea to normalize my duty as APO at Arambagh Municipality and clear my pending remuneration - Chandra Pratihhar, APO, Arambagh Municipality, Hooghly

2 messages

Chandra Pratihhar <chandrapratihar2010@gmail.com>

Sat, Aug 5, 2017 at 8:56 PM

To: Director SULM <wbsulm@gmail.com>, "Director, SUDA" <wbsudadir@gmail.com>

Cc: sdoabg@gmail.com

Respected Sir / Madam,

I, the undersigned, am working at Arambagh Municipality for more than 18 years. I have been re-designated as APO from TPO under NULM since 01-04-2016 vide M. A. Deptt. notification No. 763/MA/P/C-1013.5-3012013;

But for last some months I am not being treated well at my municipality. On 21st march, 2017 I have been asked to submit my files and other relevant documents including my personal computer whose scan copy is attached herewith this mail for your record and information. I am MSW from VISVA-BHARATI University, Santiniketan, West Bengal and to the best of my knowledge having the acumen to deal efficiently my duty and assigned responsibility.

But in spite of my sincere attempt and taking lots of pain as a women worker is being ill-treated and deprived of my remuneration and scheduled duty that is effecting my health both physically and mentally.

This is affecting the NULM scheme of Arambagh Municipality also very much by taking such step of keeping me out of the same.

I have knocked the door of the Chairman, Arambagh Municipality as well as Executive Officer verbally and requested them a number of times as well as in writing. But all my efforts were in vain. This time I am giving a reminder to the Arambagh Municipality whose scan copy is attached herewith this mail regarding the aforesaid matter and also requesting you to address the problems as soon as possible.

Waiting further positive communication from your end please.

With best regards,

Chandra Pratihhar

APO, NULM

-81-


mail - Humble plea to normalize my duty as APO at Arambagh Munic... <https://mail.google.com/mail/u/0/?ui=2&ik=07945ubi9o&jsver=C.T.4>

Arambagh Municipality, Hooghly,
Mob- 9474127007,
9332254621

(please check the 2 attachments with this mail)

2 attachments

 New Doc 2017-08-04_1.pdf
433K

 Scan_Mail_2017-08-04.pdf
870K

P/116

- 82 -

To,
The Chairman,
Arambag Municipality,
Arambag Hooghly.

Sub : Non payment of salary of Chandra Pratihhar, Assistant Project Officer, for the month of June to August 2017.

Sir,

I draw your kind attention to the fact that I was appointed as a Community Organiser under SJSRY by an appointment letter dated 15.03.1999 and continuing the service as Town Project Officer on re appointment since 01.12.2008 under SJSRY and still re designated and working as Assistant Project Officer under National Urban Livelihood Mission (NULM) with full satisfaction of the Municipality.

It is a matter of great that even after working of the last 3 months, I have not been paid my salary for the month of June to August 2017 and further more the concerned Monojit Mukherjee, who maintain my attendance register is not allowing me to record my attendance with effect from 18.08.2017 though I am still in employment and have been performing my duties as usually.

Kindly appreciate that I maintain my family with the small earnings as I get from the Municipality, Due to non payment of salary for the month of June to August 2017, I have been maintaining my parental family some how with the help and charity of my friends and relatives.

Under the above circumstances, I request you kindly direct the concerned department to release my salary for the month of June to August 2017 at the earliest and also direct Monojit Mukherjee to allow me to record my attendance in the attendance register, as usually, to avoid any further controversy in the matter.

With regards,

Dated: 21.9.17

Yours Faithfully,

Chandra Pratihhar

CHANDRA PRATIHAR
Assistant Project Officer
Arambag Municipality.

Copy to :
Executive Officer, Arambag Municipality.

Received Without Verification
Date: 21/9/17
Arambag Municipality
Signature: [Signature]
[Signature]



Chandra Pratihhar
APO / NULM 21.9.17
Arambag Municipality

-83- Am 017



OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY
ARAMBAGH ▲ HOOGHLY

Phone : (03211) 255030, Fax : (03211) 257467
E-mail:- arambagh.municipality@gmail.com

Ref. No:- A/219

Date: - 02-06-17

To
The Director, SUDA
&
Mission Director, WBSULM
ILGUS Bhavan, HC Block, Sector-III,
Bidhannagar, Kolkata-700106.

Sub:- Performance Appraisal for CMMU Staff(City Mission Managers/Assistant
Project Officer/Community Organisers)

Sir,

With reference to your letter No. SUDA-18/2015/313 dated 06-05-2017 on the subject noted above, I would like to state that Smt. Chandra Pratihari has been engaged as Assistant Project Officer under NULM project in Arambagh Municipality with effect from 01-04-2016. But she has nothing to dispose of any work and has not discharged her allotted duties and responsibilities in connection with NULM project under Arambagh Municipality during this long period.

In addition to that, other work-load such as specifically ODF(Open Defecation Free) was entrusted with her to perform necessary duties and responsibilities, but it is too much unfortunate that In spite of Several requests repeatedly to discharge her duties carefully and sincerely but she did not discharge her duties and responsibilities at all, even she had helped to fall this Municipality in critical and problematic situation.

As such, all relevant duties and responsibilities assigned to her relating to NULM and ODF had been withdrawn from her in order to revive both the Sections in a considerable position.

Moreover, due to her negligence of duties, irresponsibilities, indisciplined behaviour this Municipality is in a dark position in respect of both the projects. Except that, other projects and all activities of this Municipality have taken in a glorious and remarkable position in all respect under West Bengal.

Hence, considering all such aspect, we are not in a position to send her performance appraisal further in this regard.

With due regards,

Yours faithfully,



KL
2.6.2017
FOA Chairman
Arambagh Municipality

4B
15 -

DISTRICT: HOOGHLY

IN THE HIGH COURT AT CALCUTTA
Constitutional Writ Jurisdiction
(APPELLATE SIDE)

W.P. No. 28892 (W) of 2017

In the matter of :

An application under Article 226
of the Constitution of India;

And

In the matter of;
Chandra Pratihari

.....Petitioner

VERSUS

The State of West Bengal & Ors.

.....Respondents

PETITION

ABHISEK ADDHYA
Advocate
C/o PRITAM CHOUDHURY,
Advocate.
High Court, Calcutta,
Bar Association, Room No. 17,
Kolkata - 700 001.



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P687616

High Court Cases Monitoring Cell
2nd Floor (above Protocol Department), High Court at Calcutta, Kolkata-700001
Phone: 033-22627404/05, Website: www.sarthac.gov.in

No.: ISR/WP No. 28892(W) of 2017/05.12.2017/TIJNESARP/0002
Date: 05/12/2017

Director Sir/Chaki Sir
S. Chaki
SAC

69

To
The Mission Director
State Urban Development Agency
Ilgus Bhawan, HC Block, Salt Lake City, Sector
III, Kolkata-700106

Sub: Intimation to State Respondent.

Sir/Madam,

I am directed to inform you that a WP No. 28892(W) of 2017 has been filed in the High Court at Calcutta against you/ your Department. A scanned copy of the WP is available at [www.sarthac.gov.in/case-details?type=WP&no=28892\(W\)&year=2017](http://www.sarthac.gov.in/case-details?type=WP&no=28892(W)&year=2017). This link has also been e-mailed to you (subject to your e-mail Id being available with this Cell).

(1) Mr. Talay Masood Siddiqui, Ld. Senior Government Advocate and (2) Mr. Nilofar Siddique, Ld. State Advocate (group C) have been engaged as State Advocates in the case. Their contact details are mentioned, in seriatim, as follows:

- 1) Address: Bar Association Room No.-15, Court No. - 4, Ch. : 22C, Dilkusha Street, Kolkata-700017
Ph No.: 9831260304
Email Id: talay_adv@yahoo.com
- 2) Address: Bar Association, Room No. - 10
Ph No.: 9831721826

As you are arrayed as a Respondent in the case the Nodal Officer of the Department, you are requested to immediately contact the State Advocate with all documents relating to the case.

Moyna Kanti Ghosh
ASD
Please prepare the S.P.
after contacting the concerned
Ld. Advocate.
Shamish/12/17

Yours faithfully,

SKG

(D.K.Garg)
Nodal Officer,
High Court Cases Monitoring Cell,
High Court at Calcutta.

High Court Cases Monitoring Cell
Additional Director
State Urban Development Agency
Municipal Affairs Deptt.
Govt. of West Bengal

ABHISHEK ADDHYA
ADVOCATE
C/O PRITAM CHOUDHURY
ADVOCATE

HIGH COURT CALCUTTA.
BAR ASSOCIATION ROOM NO.17
KOLKATA-700001

CHAMBER:
B-3, PRANTIK, NAYABAD AVENUE,
KOLKATA-700094
MOBILE- 9831775807

Date: 27.11.2017

To

1. The Learned Government Pleader,
High Court, Calcutta
2. The Arambagh Municipality, service through the Chairman having office
at Post Office and Police Station- Arambagh, District- Hooghly, Pin-
712601.
3. The Office of the Board of Councilors, Arambagh Municipality, Post Office
and Police Station- Arambagh, District- Hooghly, Pin-712601.
4. The Chairman, Arambagh Municipality, Post Office and Police Station-
Arambagh, District- Hooghly, Pin-712601.
5. The Mission Director, West Bengal State Urban Livelihood Mission
and Director, State Urban Development Agency (SUDA) having office
at 'Ilgus Bhavan' HC Block, Sector-3, Salt Lake City, Kolkata-
700106;

Ref: W.P. No. 28892 (W) of 2017
Chandra Pratihar

.....Petitioner

Versus
The State of West Bengal & Ors.

....Respondents

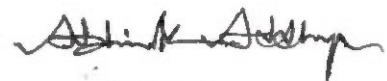
Sir(s),

Please enclosed find herewith a copy of the above mentioned writ Application along with all its annexures which has been filed before the Hon'ble High Court at Calcutta and the same is due to appear in the list of His Lordship the Hon'ble Justice Subrata Talukdar on 07.12.2017 or so soon thereafter as the business of the Hon'ble Court would permit, when you are kindly requested to be represented.

Thanking you,

Yours Truly,

Encl: As above.


Advocate

DISTRICT: HOOGHLY

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
(APPELLATE SIDE)

W.P. No. 28892(W) of 2017
In the matter of :
An application under Article 226
of the Constitution of India;

And

Under Group - v, Head - 'K'
Of the Classification list ;

Cause Title:

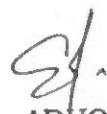
Chandra Pratihar

.....Petitioner

VERSUS

The State of West Bengal & Ors.

..... Respondents.



ADVOCATE-ON-RECORD

ABHISEK ADDHYA
Advocate
C/o PRITAM CHOUDHURY,
Advocate.
High Court, Calcutta,
Bar Association, Room No. 17,
Kolkata - 700 001.

DISTRICT: HOOGHLY

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
(APPELLATE SIDE)

W.P. No. 28892 (W) of 2017

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And

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.....Petitioner

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The State of West Bengal & Ors.

....Respondents

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3.	Photocopy of the letter dated 13.07.2016 and 15.07.2016.	P/2'	34-35
4.	Photocopy of the G.O. dated 23 rd April 2010	P/3'	36-37
5.	Photocopies of the notifications dated 25.02.2011 and 31.03.2011.	P/4'	38-45
6.	The photocopy of the memorandum being No. 9008 F (P) dated 16.09.2011.	P/5'	46-49
7.	The photocopy of the Memorandum being No.4011-F (P) dated 20.05.2013.	P/6'	50-51

8.	The photocopy of the Memorandum dated 25.02.2016.	P/7'	52-53
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LIST OF DATES

05.03.1999-	Engagement letter of the petitioner.
23.04.2010-	Memorandum
25.02.2011 :	Memorandum
31.03.2011-	Memorandum.
16.09.2011-	Memorandum
20.05.2013	Memorandum
25.02.2016	Memorandum
12.09.2016-	Show cause letter.
15.09.2016-	Reply to the show cause.
05.10.2016 &	
11.03.2017-	Representation of the petitioner.
09.03.2017-	Certificate by the Municipality.
10.03.2017-	Further show cause
16.03.2017-	Reply to the show cause
21.03.2017-	Letter by the Executive Officer.
07.07.2017, 28.07.2017, 05.08.2017, &	
21.09.2017-	Representations made by the petitioner.

POINTS OF LAW INVOLVED

- I. Whether the concerned respondent municipal authorities ought not to have created a situation where the petitioner being the Assistant Project Officer of the said municipality is debarred from continuing her said job without any rhyme or reason?
- II. Whether the concerned respondent authorities should have taken due and concrete steps to ensure the petitioners' service as the Assistant Project Officer is continued without any interruption?
- III. Whether the concerned respondent authorities should have acted in a fair manner in handling the said issue of the petitioner?
- IV. Whether the petitioner should not have been illegally removed from the post of full time Assistant Project Officer of the Arambagh Municipality when there exist no proceeding and/or punishment against the petitioner for the said job done as the same is not permissible under the referred memorandums issued by the Government of West Bengal from time to time and as such the said removal is absolutely illegal and de-hors the provisions of the said memorandums?
- V. For that the State Government was also well aware about the security of the tenure and appropriate emoluments of those casual workers as such the Government had decided and also given effect time to time monetary benefit to contractual employees like that of the petitioner. However considering the above concept as well as service status of the contractual employees like that of the petitioner, of municipalities and corporations of West Bengal, the Department of Finance, Govt. of West Bengal issued a Govt. Order being No. 2966-F (P) dated 23rd April 2010 which the petitioner was deprived of the advantages thereto.

DISTRICT: HOOGHLY

IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
(APPELLATE SIDE)

W.P. No. 28892 (W) of 2017

In the matter of :

An application under Article 226
of the Constitution of India;

And

In the matter of :

A Writ in the nature of
Mandamus and/or Certiorari
and/or Prohibition and any
other further writ or writs and
order or orders

And

In the matter of:

Illegality Committed by the
Authorities of Arambagh
Municipality debarring the

petitioner from carrying on with her regular job of An Assistant Project Officer in the said Municipality.

And

In the matter of:

Chandra Pratihar

daughter of Radharaman Pratihar resident of Village, Post Office and Police Station- Arambagh, District-Hooghly, Pin-712601

.....Petitioner

-Versus-

1. The State of West Bengal, Service through the Secretary, department of Municipal and Urban Development, Government of West Bengal, having office at Writer's Building, Kolkata-700001.

2. The Arambagh Municipality, service through the Chairman having office at Post Office and Police Station- Arambagh, District- Hooghly, Pin-712601.

3. The Office of the Board of Councilors, Arambagh Municipality, Post Office and Police Station- Arambagh, District- Hooghly, Pin-712601.

4. The Chairman, Arambagh Municipality, Post Office and Police Station- Arambagh, District- Hooghly, Pin-712601.

5. The Mission Director, West Bengal State Urban Livelihood Mission and Director, State Urban Development Agency (SUDA) having office at Ilgus

Bhavan' HC Block, Sector-3,
Salt Lake City, Kolkata- 700106;

....Respondents

To

The Hon'ble Jyotirmay Bhattacharya, Acting Chief Justice and His
Companion Justices of the said Hon'ble Court.

The humble petition on behalf of
the petitioner abovenamed -

Most Respectfully Sheweth :

1. Your petitioner states that the petitioner is a Law abiding and peace loving citizen of India and resides at the address as mentioned in the cause title of the instant Application.
2. Your petitioner states that the petitioner was appointed as a 'Community Organizer' of the Arambagh Municipality under the program of Swarna Jayanti Shahari Rojgar Yojna (SJSRY) presently known as National Urban Livelihood Mission (NULM), a project of the Central Government, in the year 1999. Since December, 2008 the petitioner has been engaged as a Town Project Officer of Arambagh Municipality, nomenclature of which has changed from a Town Project Officer to Assistant Project Officer on an from the day the

SJSRY scheme was restructure as NULM and till date the petitioner has been working continuously in the said post with utmost satisfaction of the respondent authorities.

Photocopies of the engagement letters and restructure scheme are annexed hereto and marked with the letter "P/1".

3. Your petitioner states that since the said posts of Community Organizer- Town Project Officer- Assistant Project Officer was a contractual post from its inception and it is continued to be so, the petitioner was given subsequent extensions of the said initial contract.
4. Your petitioner states that the petitioner has been engaged as a TPO and subsequently as an APO and have been directed to take part in several programs referred to as orientation programs with the State Urban Development Agency for obtaining due and proper training from time to time. Letters regarding such reference of participation in those programs are of utmost importance to that of the petitioner.

Photocopy of the letter dated 13.07.2016 and 15.07.2016 are annexed herewith and marked with the letter "P-2".

5. Your petitioner states that the State Government was also well aware about the security of the tenure and appropriate emoluments of those casual workers, as such the Government had decided and also given effect from time to time monetary benefit to contractual employees like that of the petitioner. However, considering the above concept as well as service status of the contractual employees like that of the petitioner, of municipalities and corporations of West Bengal, the Department of Finance, Government of West Bengal issued a Government Order being No.2966-F(P) dated 23rd April 2010 to increase the wages of the contractual employees amongst others who are engaged and serving the concern offices for long period. According to the said circular the contractual employees were given with a minimum security in their services by fixing the age of retirement at 60 years and thereby would receive a final honorarium of Rs. 1,00,000/- at the time of such retirement.

Photocopy of the G.O. dated 23rd April 2010 is annexed herewith and marked with the letter "P/3".

6. Your petitioner states that such Government Circular was substantiated by two subsequent notifications one dated 25.02.2011 being No. 113/MA/O/C-9/2A-13/2010 and the second dated 31.03.2011 being No. 145/MA/O/C-9/2A-13/2010. These notifications specifically suggests that no new appointments in the posts of Town Project Officer will be made until further orders and it was further notified that the existing incumbents holding the posts who were engaged as per Government Orders issued from the department from time to time, will continue in their posts until further orders with various other guidelines.

Photocopies of the notifications dated 25.02.2011 and 31.03.2011 are annexed herewith and marked with the letter "P/4" collectively.

7. Your petitioner states by a subsequent Memorandum being No. 9008-F (P) dated 16.09.2011 the Finance Department to the Government of West Bengal had laid down several subsequent benefits to a casual/daily rated/contractual workers like that of the petitioner.

The photocopy of the said memorandum being No. 9008 F (P) dated 16.09.2011 is annexed herewith and marked with the letter "P/5".

8. Your petitioner states that by a subsequent Memorandum being No. 4011-F (P) dated 20.05.2013 the Government of West Bengal had enhanced the remuneration of Casual/daily rated/contractual workers like that of the petitioner.

The photocopy of the Memorandum being No.4011-F (P) dated 20.05.2013 is annexed herewith and marked with the letter "P/6".

9. Your petitioner states that by a latest Memorandum being No.1107-F (P) dated 25.02.2016 the Government of West Bengal had set forth enhancement of remuneration of casual/daily rated/contractual workers like that of the petitioner. It is pertinent to mention here that the petitioner is entitled to benefits of all the above referred Memorandum issued by the Government of West Bengal as welfare state.

The photocopy of the Memorandum dated 25.02.2016 is annexed herewith and marked with the letter "P/7".

10. Your petitioner states that by Memorandum dated 01.03.16 issued by State Urban Development Agency in respect of enhancement of consolidated monthly honorarium it has

been categorically held that the Assistant Project Officer who were engaged under the erstwhile SJSRY Scheme would continue their function under the NULM Scheme and as such contentions of the respondent authorities in removing the petitioner from said post of Assistant Project Officer is nothing but an act of disrespect to the several Memorandums issued by Government of West Bengal and other authorities.

Photocopy of the Memorandum dated 01.03.2016 is annexed hereto and marked with the letter "P/8"

11. Your petitioner states that the petitioner since her induction as a Community Organizer of the said Municipality in the year 1999 and subsequently as an Assistant Project Officer has been carrying on with her relentless job of organizing the downtrodden people residing under the said municipality by taking various projects of the Central Government to the doorsteps of the have-nots with utmost satisfaction of her superiors and the beneficiaries and in doing so has been bestowed with various recommendations by the said municipality.

12. Your petitioner states that the petitioner is otherwise well equipped with the nuances of the job of the Assistant Project Officer as the petitioner have opted for various courses prior to her being engaged as the Assistant Project Officer of the said municipality.

13. Your petitioner states that the petitioner had started with a meager honorarium of Rs.2,000/- (Two thousand) per month in the year 1999 and thereafter, by the efflux of time the petitioner have been paid with a monthly honorarium of Rs.15,000/- (fifteen thousand) as an admissible honorarium of the Assistant Project Officer under the National Urban Livelihoods Mission is Rs.15,000/- (fifteen thousand).

The petitioner craves leave to produce the monthly honorarium certificates at the time of hearing.

14. Your petitioner states that surprisingly a show cause notice dated 12.09.2016 was served on the petitioner issued by the Executive Officer of the Arambagh Municipality for being absent from office on 12.09.2016 which was subsequently replied by the petitioner through her letter dated 15.09.2016 with a copy marked to SUDA. Be it mentioned that such

absence of the petitioner was duly intimated to the Chairman by the petitioner before hand.

Photocopy of the show cause letter and reply thereto are annexed herewith and marked with the letter "P/9A".

15. Your petitioner states that the Honorarium of the petitioner as an Assistant Project Officer was not enhanced as per office memorandum as such the petitioner had written to the Chairman of Respondent Municipality by way of letter dated 05.10.2016 and to the association dated 11.03.2017 after which and upon due consideration of the same the respondent Municipality have enhanced the honorarium of the petitioner to its proper worth.

Photocopy of the letter dated 05.10.2016 and 11.03.2017 are annexed herewith and marked with the letter "P/10".

16. Your petitioner states that a certificate dated 09.03.2017 issued by the Chairman Arambagh Municipality speaks for itself about the continuing work that the petitioner has been rendering as an Assistant Project Officer of the Respondent Municipality uninterruptedly and without any break in service.

Photocopy of the letter dated 09.03.2017 is annexed herewith and marked with the letter "P/11".

17. Your petitioner states that after the initial show cause letter dated 12.09.2016, the petitioner was further issued with a show cause letter dated 10.03.2017 on the score of negligence in the duty which was subsequently replied by the letter dated 16.03.2017. It may not be out of place to mention that the initial reference of show cause had not percolated into any proceeding whatsoever against the petitioner which speaks about disapproval of the alleged incidents and the subsequent letter of show cause has also not resulted into any proceeding as the honorarium of the petitioner has been paid even after such incidents.

Photocopy of the letters dated 10.03.2017 and 16.03.2017 are annexed herewith and marked with the letter "P/12".

18. Your petitioner states that by a letter dated 21.03.2017 issued by the Executive Officer Arambagh Municipality, the petitioner was requested to submit all the relevant files, note sheets, etc. relating to NULM, SBM and ODF from her table to the said officer and was further requested to hand over

the computer installed at her table, which the petitioner as a prudent employee acceded to such request and had handed over all such itineraries on 22.03.2017.

Photocopy of the letter dated 21.03.2017 is annexed herewith and marked with the letter "P/13".

19. Your petitioner states that all on a sudden from the month of June, 2017 the honorarium due and accruable to the petitioner as an APO was not paid to her and for reason best known to the authorities such payment has not being made since then although funds for the petitioner under the head remuneration has been released by SUDA.

Photocopy of the said fund being released by SUDA is annexed hereto and marked with the letter "P/14".

20. Your petitioner states that the petitioner had made series of representations to the Chairman, Arambagh Municipality seeking redressal of her grievances of non receipt of her honorarium and to have security at her work place which has not been answered till date and as such no steps has been taken by Municipal Authorities.

Photocopy of the representations dated 07.07.2017, 17.07.2017 and 05.08.2017 are annexed herewith and marked with the letter "P/15" collectively.

21. Your petitioner states that since August, 2017 the atrocities of the Municipal Authorities had increased to a higher level, when the petitioner was unfortunately stopped from her signature in the attendance sheet which is subsequent to the non payment of her remuneration. The petitioner having no other alternative left, wrote to the chairman of the respondent municipality on 21.09.2017 seeking payment of remuneration as well as recording of attendance, which has not been answered till date. It is pertinent to mention here that there has been no proceeding whatsoever against the petitioner and no termination of its kind that had occasioned against the petitioner from her post of APO.

Photocopy of the letter is annexed herewith and marked with the letter "P/16".

22. Your petitioner states that as per the revised guideline of SUDA a performance appraisal report has to be filed with the said agency which calls for several rectifications although in

consonance to said Memorandum the petitioner came to learn that such a report has been forwarded and/or filed by the Executing Officer, Arambagh Municipality signing for the Chairman, stating some negative aspersion against the petitioner which is de-hors the extant scheme of things as, reports of such a nature has to be filed by an incumbent thorough his/her hand unto his immediate hierarchy which would devolve ultimately to SUDA. Here in this case no such report was called for from the petitioner by the Municipality at any point of time and therefore all such remarks made on the allegation report does not have any to stand. The board of councilors had not taken any steps against the petitioner but it is only the Chairman and the Executive Officer who had reported against the petitioner.

It the responent municipal authorities who had allotted additional work to the petitioner other than her requisite job of an APO such additional work in SBM, ODF etc. has been bestoed to the petitioner by the said municipal authorities which would be evident from the show cause letter issued to the petitioner by the said authorities. It is an unfortunate affair that the petitioner is being subjected to

such operation at the hands of the municipal authorities for allegedly not performing her job of an APO under the NULM Scheme, when it was the said municipal authorities who had given additional tasks to the petitioner of being in-charge in several other additional jobs which speaks about the expertise of the petitioner in many other fields other than being an APO of the said municipality but, the acts of the respondents authorities in making certain remarks against the petitioner is an absolute dichotomy to say the least.

Photocopy of the said report dated 02.06.2017 is annexed hereto and marked with the letter "P/17".

23. Your petitioner states that the illegal wrath of the respondent Municipality had finally came down on the petitioner when in the month of November, 2017 the existing chair and desk of the petitioner at the Municipality was removed, leaving the petitioner in a state of absolute quandary. Although, the petitioner had been rendering her service to the Municipality and to the people at large as an APO even after her remuneration been illegally withheld, but the acts and deeds of Municipalities in exploiting the petitioner in not allowing her to continue in her post of APO

is highly detrimental to say the least moreso, when there exist no termination letter against the petitioner.

It is one of such case where an employee like that of the petitioner has been harassed to its ultimate limit for rendering her job of an APO of the said municipality and also for her relentless continued performance under the NULM (formerly SJSRY)scheme for the past 18 years. The petitioner on the score of her performance had been living upto the expectation of her employer for passed long years and has maintained her own livelihood out of such job but mental agony that the petitioner has faced during the last few months was absolutely unexpected and uncalled for when, the petitioner has all such qualifications of rendering her service to the society as an APO. The petitioner is facing great difficulty in maintaining her family since the petitioner is not being paid with her remuneration since May, 2017 and also not been allowed to continue with her job of an APO since November, 2017

24. Your petitioner states that the petitioner was appointed as a Community Organizer in the year 1999 by the Arambagh Municipality and was subsequently re-employed as Town

Project Officer in the year 2008 under the SJSRY Scheme which has changed its nomenclature to NULM and consequent thereto the designation of the petitioner had also changed to Assistant Project Officer. The petitioner has carried on with her job of Assistant Project Officer under the NULM Scheme, but unfortunately to the best knowledge of the respondent Municipality the honorarium of the petitioner was stopped since June, 2017 and the petitioner was debarred from putting her signature in that attendant sheet since August, 2017 followed by taking away her chair and desk from the office in the month of November, 2017. Such an act on the part of the Municipal Authorities is absolutely uncalled for since there has been no proceedings and /or punishment that has been invoked in respect of the petitioner by the said Municipality but surely on the score of arbitrariness, the petitioner has been forced to discontinue her job as an APO although, several notifications and memorandums of the state of West Bengal give rights to the petitioner and such other employees under the state to get the benefit of the welfare activities of a state thoroughly approved by the cabinet. As such, the action activities of the respondent Municipality against the petitioner in forcefully

debarring her from continuing her said job as APO is absolutely bad and perverse in the eye of law when there is a clear violation of Article 14 of the Constitution of India.

25. Your petitioner being aggrieved and dissatisfied with the action on the part of the respondents concerned begs to move the instant application under Article 226 of the Constitution of India on the following amongst other:-

GROUNDS

- I. For that the concerned respondent municipal authorities ought not to have created a situation where the petitioner being the Assistant Project Officer of the said municipality is debarred from continuing her said job without any rhyme or reason.
- II. For that the concerned respondent authorities should have taken due and concrete steps to ensure the petitioners' service as the Assistant Project Officer is continued without any interruption.
- III. For that the concerned respondent authorities should have acted in a fair manner in handling the said issue of the petitioner.

- IV. For that the petitioner should not have been illegally removed from the post of full time Assistant Project Officer of the Arambagh Municipality when there exist no proceeding and/or punishment against the petitioner for the said job done as the same is not permissible under the referred memorandums issued by the Government of West Bengal from time to time and as such the said removal is absolutely illegal and de-hors the provisions of the said memorandums.
- V. For that the State Government was also well aware about the security of the tenure and appropriate emoluments of those casual workers as such the Government had decided and also given effect time to time monetary benefit to contractual employees like that of the petitioner. However considering the above concept as well as service status of the contractual employees like that of the petitioner, of municipalities and corporations of West Bengal, the Department of Finance, Govt. of West Bengal issued a Govt. Order being No. 2966-F (P) dated 23rd April 2010 which the petitioner was deprived of the advantages thereto.
- VI. For that the respondent municipal authorities should not have taken any steps, illegally debarring the petitioner from carrying on with her job of an APO of the said municipality

as there has been no departmental proceedings against the petitioner as she has been carrying on with her said job since 1999 with utmost satisfaction of the employer and also such illegal removal is not liable to be undertaken as the previous Govt. order of the State being No.2966-F (P) dated 23rd April 2010, No. 113/MA/O/C-9/2A-13/2010 dated 25.02.2016 and No. 145/MA/O/C-9/2A-13/2010 dated 31.03.2011.

VII. For that the inaction of the concerned respondent authorities is highly illegal, unconstitutional arbitrary and violation of all principal of natural justice and fair play.

VIII. For that the petitioner was appointed as a Community Organizer in the year 1999 by the Arambagh Municipality and was subsequently re-employed as Town Project Officer in the year 2008 under the SJSRY Scheme which has changed its nomenclature to NULM and consequent thereto the designation of the petitioner had also changed to Assistant Project Officer.

IX. For that the petitioner has carried on with her job of Assistant Project Officer under the NULM Scheme, but unfortunately to the best knowledge of the respondent

Municipality the honorarium of the petitioner was stopped since June, 2017 and the petitioner was debarred from putting her signature in that attendant sheet since August, 2017 followed by taking away her chair and desk from the office in the month of November, 2017.

- X. For that such an act of removal of the petitioner on the part of the Municipal Authorities is absolutely uncalled for since there has been no proceedings and /or punishment that has been invoked in respect of the petitioner by the said Municipality but surely on the score of arbitrariness, the petitioner has been forced to discontinue her job as an APO although, several notifications and memorandums of the state of West Bengal give rights to the petitioner and such other employees under the state to get the benefit of the welfare activities of a state thoroughly approved by the cabinet. As such, the action activities of the respondent Municipality against the petitioner in forcefully debarring her from continuing her said job as APO is absolutely bad and perverse in the eye of law when there is a clear violation of Article 14 of the Constitution of India.

- XI. For that by Memorandum dated 01.03.16 issued by State Urban Development Agency in respect of enhancement of consolidated monthly honorarium it has been categorically held that the Assistant Project Officer who were engaged under the erstwhile SJSRY Scheme would continue there function under the NULM Scheme and as such contentions of the respondent authorities in removing the petitioner from said post of Assistant Project Officer is nothing but an act of disrespect to the several Memorandums issued by Government of West Bengal and other authorities.
- XII. For that the petitioner in no manner seeks to have permanent status in said municipality but only seeks to have the benefits of the respective Memorandums issued by Government of West Bengal in respect of all contractual/casual/Daily rated workers who are working more than 10 years without any break the condition which the petitioner does fulfills and as such seeks leave under rule 26 of the writ rules of the appellate side of the Hon'ble Court.
- XIII. For that concerned respondent authorities should have taken into consideration the representations served on the authorities by the petitioner.

26. Your petitioner states that the records of the instant case are lying outside the ordinary original jurisdiction of the Hon'ble Court.
27. Your petitioner humbly submits that there is no other remedy available to it and the prayers as made herein, if allowed shall redress the petitioner's grievances effectively.
28. Your petitioner submits that the petitioner had made several representations to the concerned authorities without any results and as such any further demand for justice would be an empty formality.
29. Your Petitioner states that due to paucity of time some facts may not have been incorporated and your petitioner craves leave to file supplementary affidavit and your petitioner further crave leave to produce and refer to relevant papers/ documents at the time of hearing by way of filing a supplementary affidavit.
30. That this application is made bona fide and in the interest of justice.

In the circumstances the petitioner most humbly prays for the following orders:-

a) The petitioners craves leave before the Hon'ble Court for dispensation of service of notice upon the respondents under Rule 26 of the appellate side writ rules and move the instant application ex-parte for the ends of justice.

b) A writ in the nature of mandamus directing the respondents to act strictly in accordance with law;

c) A writ in the nature of mandamus directing the respondent authorities their men, agents and subordinates to allow the petitioner to carry on with her job of an Assistant Project Officer of Arambagh Municipality without any hindrances;

- d) A writ in the nature of mandamus directing the respondent authorities their men, agents and subordinates to disburse the honorarium due and payable to the petitioner and continue paying the honorarium for the subsequent months without any stoppage;
- e) A writ in the nature of mandamus, directing the respondent authorities their men, agents and subordinates to henceforth disburse the Honorarium of the Assistant Project Officer to the petitioner to the tune of Rs.15,000/- (fifteen thousand) per month;
- f) A writ in the nature of mandamus directing the respondent authorities their men,

agents and subordinates to disburse the benefits of a full time Assistant Project Officer by implementing the Government orders of the State being Memorandum No 2966- F (P) dated 23/04/2010, a Memorandum being No. 113/ MA/O/ C-9/2A-13/2010 dated 25.02.2011, a memorandum being No.15145/ MA/O/C-9/2A-13/2010 dated 31.03.11, a Memorandum being No.9008-F(P) dated 16.09.11, a Memorandum being No.4011-F(P) dated 20.05.2013, a memorandum being No.1107-F(P) dated 25.02.2016 and a memorandum dated 01.03.2016;

g) A writ in the nature of mandamus directing the

concerned respondents authorities to consider the representations already made on her behalf ;

h) A writ in the nature of certiorari directing the respondents to produce all relevant records before the Hon'ble Court for proper adjudication;

i) Rule NISI in terms of prayers (a) to (h) above.

j) An ad-interim order do issue directing the respondent municipality to let the petitioner continue as full time Assistant Project Officer of the Arambagh Municipality till the disposal of the instant writ application.

k) Such other or further
order or orders as your
Lordships may deem fit and
proper.

And the petitioner as in duty bound shall ever pray.

AFFIDAVIT

I, Chandra Pratihar, daughter of Radharaman Pratihar, aged about- 44 years, by faith – Hindu, by profession – service, resident of Village, Post Office and Police Station- Arambagh, District- Hooghly, Pin-712601, do hereby solemnly affirm and say as follows:

1. That I am the petitioner in the instant case and well acquainted with the facts and circumstances of the present case.
2. That the statements made in paragraphs *1, 3, 11, 12, 23,* _____ are true to my knowledge and those made in paragraphs *2, 4 to 10, 3 to 22* _____ are based on information derived from the records of the relevant case/papers which I verily believe to be true and rest are my respectful submissions before this Hon'ble Court.

Prepared in my office

sd
Advocate

sd
The Deponent is known to me

Clerk to Mr.

S. Pooja
Indrani
Advocate

Solemnly affirm before me on

this *23rd* day of November, 2017.

sd
COMMISSIONER

All annexures are legible

sd
Advocate.

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31

OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY
ARAMBAGH * HOOGHLY
Phone : ARAMBAGH : 55-030

PIA

Date... 5/3/.....1999

Ref. No.....

To

●. Chandra Pratihar
D/o. Sri Radharaman Pratihar
Vill. + P.O. - Arambagh, Hazard road
Dist. Hooghly.

Dear Madam,

You are hereby engaged for 6(six) months in the post of "Community Organiser" under S.J.S.R.Y. Scheme in this Municipality on a monthly remuneration of Rs.2000/- (Rupees two thousand) only with effect from 15.3.99. The post is programme specific and therefore this engagement is purely on temporary basis. If the programme is discontinued, this engagement will stand cancelled.

You are hereby directed to join this Office in the said post on 15.3.99 at 10-30 A.M. and submit your joining report through the Head Clerk of this Office failing which your engagement will stand cancelled automatically.

Thanking You,

Yours faithfully,


(Gopal Kach)
Chairman,
Arambagh Municipality.

ph.

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OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY

Arambagh: Hooghly

Phone : (03211)255030, Fax: 255030 / 257467

Ref.No. 292.....

Date 29.11.08.....

From: - The Chairman,
Arambagh Municipality.

To: - Chandra Pratihar
D/O- Radharaman Pratihar
Town + P.O. - Arambagh
Ward No.6
Dist: Hooghly.

Sub: - Engagement as Town Project Officer under S.J.S.R.Y. Scheme.


Madam,

With reference to your application for engagement as Town Project Officer and subsequent interview held on 20.11.08, I am to inform you that you have been selected for engagement as Town Project Officer under S.J.S.R.Y. Scheme of Arambagh Municipality with contractual pay of Rs.6000/- (Rupees Six thousand) only per month all inclusive on contract basis for six months for the present with effect from the date of your joining in the said post. The engagement is renewable beyond the period on the basis of satisfactory performances.

You are requested to join in the said post within 7(seven) days from the date of receipt of this letter to this office failing which your engagement will be automatically cancelled.

Thanking You.

Yours faithfully,


(G.Kach)
Chairman

Arambagh Municipality

Memo No. 292(4)

Dt. 29.11.08

Copy forwarded for information & necessary action to:-
1) Sri Dinanath Polley, Councillor-in-Charge, S.J.S.R.Y Scheme, Arambagh Municipality.

2) The Executive Officer, Arambagh Municipality.

3) The Head Clerk, Arambagh Municipality.

4) The Accountant, Arambagh Municipality


(G.Kach)
Chairman
Arambagh Municipality

-33-

Government of West Bengal
Department of Municipal Affairs
Writers' Buildings, Kolkata-700 001

NOTIFICATION

No.763/MA/P/C-10/3S -30/2013

Dated, Kolkata, the 17th day of November, 2014

WHEREAS the Ministry of Housing and Urban Poverty Alleviation, Government of India has restructured 'Swarna Jayanti Sahari Rojgar Yojna' as 'National Urban Livelihood Mission' (herein referred as NULM) and accordingly the State Government has constituted 'West Bengal State Urban Livelihood Mission' (herein referred as WBSULM) under Gazette Notification No. 227/MA/C-10/3S-30/2013 dated, Kolkata, the 18th March, 2014;

AND WHEREAS in terms of para No. 13.18 of guidelines on National Urban Livelihood Mission issued by the Ministry of Housing and Urban Poverty Alleviation, Government of India, City Project Officer will be assisted by Assistant Project Officer(s) and as per recommendation made by the "Committee for selection of Manpower at SMMU, CMMU under NULM", the Governor is pleased hereby to direct that the existing Town Project Officer(s) to be re-designated as Assistant Project Officer(s) in the respective cities/towns covered under NULM for the purpose of implementation of all the activities under West Bengal State Urban Livelihood Mission provided they fulfill the minimum qualification as laid down in the NULM guidelines and subject to approval of the City/Town Level Selection Committee constituted under Notification No. 761/MA/P/C-10/3S -30/2013 dated 17th November, 2014.

By Order of the Governor,

B. C. Patra

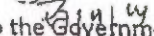
Special Secretary to the Government of West Bengal

No.763/1(66)/MA/P/C-10/3S -30/2013

Dated, Kolkata, the 17th day of November, 2014

Copy forwarded for information and necessary action to the:

1. Mayor, Municipal Corporation
2. Chairman/Chairperson, Municipality
3. Director, SUDA & Mission Director, WBSULM.
4. Director of Local Bodies, West Bengal.
5. PS to MIC, MA & UD Departments.
6. Pr.S to Principal Secretary, MA Department


Special Secretary to the Government of West Bengal

-34-

P/2

OFFICE OF THE COUNCILLORS OF ARAMBAGH MUNICIPALITY
ARAMBAGH :HOOGHLY

Phone-(03211) 255-030 ,Fax-255-030/257-467

Ref No. 355/ARAM/ NULM

Date 13/7/16

To,

The Additional Director,
ILGUS, H.C. Block, sector- III,
Bidhannagar, Kolkata -700106
Municipal Affairs Dept.,
Govt. of West Bengal,

Sub: Orientation Training Programme for TPOs & COs of Arambagh Municipality Under NULM.
Sir,

With reference to your letter No. ILGUS /IT-2 / 2015 / 426 (29) dt. 5 / 7 / 2016 / on the Subject noted, I am directed to inform you that (1) Chndra Pratihar, T.P.O., (2) Tarak Nath Malik, C.O. and (3) Tanusree Roy, C.O. have been nominated as participant on behalf of Arambagh Municipality under NULM to be held during the period from 18.7.2016 to 20.7.2016.

The registration of the participants in the prescribed format is submitted below for your kind information and taking Necessary action.

Sl. No	Name of the Participant	Designation	Accommodation Required Yes/no	Food Preference (Veg.Non - veg)
1	Chandm pratihar	T.P.O.	Yes	Non-Veg
2	Tarak Nath Malik	C.O.	Yes	Non-Veg
3	Tanusree Roy	C.O.	Yes	Non-Veg

Yours faithfully

13.7.2016
Executive officer
Arambagh Municipality
Executive Officer
Arambagh Municipality

No

dt

Copy forwarded for information and taking necessary action to:

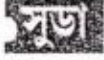
1. Chandra pratihar T.P.O. Arambagh Municipality
2. Tarak Nath Malik C.O. Arambagh Municipality
3. Tanusree Roy C.O. Arambagh Municipality.

They are advised to participate in the proposed 3 days orientation Training programme to be held during the period from 18 / 7 / 2016 to 20 / 7 / 2016 at 10-30 at ILGUS Conference Hall, H.C. Block, Sector-III, Bidhannagar, Kolkata-700106 and they are further advised to submit the hard copy of registration of the participants at the time of their reporting to the ILGUS Conference Hall positively.



Yours faithfully

13.7.2016
Executive officer
Arambagh Municipality
Executive Officer
Arambagh Municipality



① -35-



রাজ্য নগর উন্নয়ন সংস্থা

STATE URBAN DEVELOPMENT AGENCY

"ইলগাস ভবন", এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
"ILG'S BHAVAN", H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

ক্রমিক নং: SUDA 06/2014/906 (67)

তারিখ

From: - Director, SUDA &
Mission Director, WBSULM

To: - 1. The Chairman

..... Municipal Corporation / Municipality.

2. The City Project Officer, NULM

..... Municipal Corporation / Municipality.

(67 New ULBs)

Sub: One Day Orientation Programme on ALF and CLC.

Sir,

This is to inform you that, one day orientation programme on said subject has been organised by the SUDA for successful implementation of DAY - NILM at your ULB. In this regard, you are requested to spare one representative (Who will work for the particular issue) of your ULB for the day. The date & venue of the programme is mentioned below;

Date: - 15/07/2016

Time: - 10.30 A.M to 5.30P.M

Venue: - Conference Hall, SUDA

Yours faithfully,

W. T. Chandra
Director, SUDA

&
Mission Director, WBSULM

T.P.O. Chandra
Li. Pradhan
attch.

দুরভাষ : ২৩৫৮ ৬৪৩৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০০

Tel : 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadr@gmail.com

Account Section : 2358 6408

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Annexure P/B

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Government of West Bengal
Finance Department
Audit Branch

No. : 2966-F(P)

Kolkata, the 23rd April, 2010.

MEMORANDUM

It has come to the notice of the Government for some time past that for implementation of various schemes/projects of the various Departments of the Government the controlling authorities have been compelled to engaged casual, daily rated workers. In many cases, these employees render service for a substantial period of time even for more than 10 years remaining attached to various Departments of Government. The issue of security of tenure, appropriate emoluments and certain retirement benefits in respect of these employees so engaged on long term basis has been under consideration of the Government for some time past.

After careful consideration of the matter the Governor has now been pleased to order that these casual/daily rated workers who are remaining attached to various establishments of the Government Departments/Directorates/Regional Offices for not less than 10 years as on 01.04.2010 and have rendered service for at least 240 days each year will be allowed the following benefits -

1. These casual/daily rated workers may remain engaged till their attaining the age of 60.
2. They will be paid remuneration which will be the minimum pay with corresponding category of workers of Pay Band - 1 (PB-1) i.e. Rs. 6,600/- p.m. with enhancement @ 5% every 3 (Three) years. They will not be entitled to any other allowances.
An employee of any other category, if he/she fulfils the required condition will be entitled to a monthly remuneration which will be minimum entry level pay of Pay Band and Grade Pay corresponding to his/her category and the remuneration may be determined in consultation with the Finance Department in the same manner as mentioned above.
3. After the period of engagement of such an employee ceases on his attaining 60 years of age, he/she will be paid an amount of Rs. 1 lakh as one time cessation of engagement benefit.
4. During the period of engagement, the service of such an employee may be terminated because of involvement in criminal case/misconduct/delinquency/incapacitation etc. or if the employee intends to opt out of the engagement on his own.
The enhanced remuneration will be paid w.e.f. 01.06.2010.
The detailed modalities will be worked out soon for implementation of this order.
5. From the date of issue of this order no further engagement of such casual/daily rated worker shall be entertained. Officer/Officers responsible for any further engagement of such casual/daily rated worker will be personally liable for violation of this Government order.

By order of the Government

Sd/ C.M. Bachhawat

Principal Secretary to the
Government of West Bengal

Annexure..... P-3
to in Paragraph..... 4
foregoing Petition affirmed
by..... S. J. S. Bachhawat
on this..... 23rd Day of April 2010

Commissioner of Affidavit
High Court, Appellate Side
Calcutta

- 37 -
-- (2) -- - 44 - - 62 -

Co. : 2966/1(500)-F(P)

Kolkata, the 23rd April, 2010.

Copy forwarded for information & necessary action to :-

01. The Principal Accountant General (A&E), West Bengal, Treasury Buildings, Kolkata - 700 001.
02. The Pay & Accounts Officer, Kolkata Pay & Accounts Office-I, 81/2/2, Phears Lane, Kolkata - 700 012.
03. The Pay & Accounts Officer, Kolkata Pay & Accounts Office-II, P-1, Hyde Lane, Kolkata - 700 073.
04. The Accounts Officer, West Bengal Secretariat, Writers' Buildings, Kolkata - 1.
05. The Accounts Officer, West Bengal Secretariat, Bikash Bhawan, Salt Lake, Kolkata - 700 091.
06. The Sub-Divisional Officer, _____

07. The District Magistrate/Judge, _____

08. The Treasury Officer, _____

09. The, _____
_____ Department/Dte.
10. The Commissioner, _____

11. The Principal, Industrial Training Institute, _____

12. The Superintendent of Police, _____

13. The Supdt. Engineer/Exe. Engineer, _____

Special Secretary to the
Government of West Bengal
Finance Department

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Annexure PKF

-45-

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GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS BUILDING, KOLKATA

No. HMMA/OAC/92A-13/2011 Dated Kolkata, the 25th day of February, 2011.

From: The OSD to the Government of West Bengal.

To: The Principal Accountant General (A. & E), West Bengal,
Treasury Buildings, Kolkata - 700 001.

Subject: Creation of 703 number of posts in the Urban Local Bodies of this State including 136 posts of Town Project Officer and 567 posts of Community Organizer.

The Governor is pleased hereby to accord sanction to creation of the following 703 number of posts for the Urban Local Bodies of this State including 136 posts of Town Project Officer and 567 posts of Community Organizer.

Name of post	Scale of pay/ Pay Band attached to the post	Number of posts proposed for creation
(1) Town Project Officer	Unrevised Scale of Rs. 4,000/- to Rs. 8,830/- Revised PB-3 (Rs. 7,100/- to Rs. 17,600/-) with Grade Pay Rs. 2,500/-	136 (one for each U.L.B. and additional for larger U.L.Bs)
(2) Community Organizer	Unrevised Scale of Rs. 3,330/- to Rs. 6,325/- Revised PB-3 (Rs. 7,100/- to Rs. 17,600/-) with Grade Pay Rs. 2,500/-	567 (one for each CDS)
Total		703 number of posts

This order issued with the concurrence of the Finance Department of this Government communicated with their U.O. No. 460 Gr. (Services) dated the 7th day of February, 2011. The proposal has received the approval of the State Cabinet in its meeting held on 22.2.2011.

All concerned are being informed.

Yours faithfully,
Sd/- K.C. Mondal
O.S.D. & P.O. Special Secretary.

Translated/Legible Copy attested
Commissioner

Annexure..... P-4
to in Paragraph..... 5
foregoing Petition affirmed
by..... S. Ch. Das
on this..... 25th day of Feb 2011

Commissioner of Affidavit
High Court, Appellate Side
Calcutta

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-64-

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25

No. 162/M.A./C.S./25/2010, Dated: Kolkata, the 25th day of February, 2011.

Commissioner, _____ Municipality, P.O. _____
Dist. _____

(2) Commissioner, _____ Municipal Corporation, P.O. _____
Dist. _____

It is informed that the present incumbents holding the posts of CO and TFO shall continue to be retained in such posts in the respective Urban Local Bodies as per the existing terms and conditions of the Government Order No. 160/Gr. P (Service) dated 23.04.2010, read with this Department order No. 162/M.A./C.S./25/2010, dated 25.02.2010, shall be extended to those contractually appointed personnel who satisfy the terms and conditions of eligibility as defined in the said two Government orders as per the approval of the State Cabinet in its meeting held on 22.2.2011 read with Finance Department U.O. No. 460/Gr. P (Service) dated the 3rd day of February, 2011.

(Signature) 25/2/11
O.S.D. & E.O. Special Secretary.

Translated/Legible Copy attached
Commissioner

- 40 -
- 47 - - 65 -

TYPE COPY

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS BUILDINGS, KOLKATA

No. 113/MA/O/C-9/2A-IS/2010

Dated Kolkata the 25th day of February, 2011

From: The OSD to the Government of West Bengal.

To: The Principal Accountant General (A & E), West Bengal.
Treasury Building, Kolkata-70001.

Subject: Creation of 783 number of posts for the Urban Local Bodies of the State including 136 posts of Town Project officer, and 567 post of community organizer.

Sir,

The Governor is pleased hereby to accord sanction to creation of the following 703 number of posts for the urban local bodies of this state including 136 posts of town project Officer, and 567 posts of community organizer.

Name of post	Scale of pay band attached in the post	Number of posts proposed for creation.
(1) Town project officer	Unrevised scale of Rs.4,000/- Rs.8,850/- Revised PB-3 (Rs.7,100/- Rs.37,600/-) with grade pay Rs.3,900/-	136 (One for each ULB and additional for larger ULB)
(2) Community organizer	Unrevised scale of Rs.3,350/- Rs. 6,325/- Revised PB-3 (Rs.3,100/- Rs. 37,600/-) with grade pay Rs.2,600/-	567 (one for each CDS)
	Total	703 number of posts.

This order issued with the concurrence of the Finance Department of this Government Communicated with their U.O. No.460 Gr. P. (Service) dated the 3rd day of February, 2011. The proposal has received the approval of the State Cabinet in its meeting held on 22.02.2011.

All concerned are being informed.

Yours faithfully,
Sd/- K.C. Mondal
O.S.D. & E.O. Special Secretary

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TYPE COPY

No. 113/MA/O/C-9/2A-IS/2010

Dated Kolkata the 25th day of February, 2011

Copy forwarded for information and necessary action to the

(1) Chairman _____ Municipality, P.O. _____

Dist. _____.

(2) Commissioner, _____ Municipal Corporation, P.O.

_____, Dist. _____

He is informed that the present incumbents holding the posts of CO and TPO shall continue to be retained in such posts in the respective Urban Local Bodies as per the existing terms and conditions and the benefits of G.O> No.2966 -F (P) 23.04.2010, read with this Department order No.162/MA/O/C-9/2A-I/2010 Dt.23.03.2010, shall be extended to those contractually appointed personnel who satisfy the terms and conditions of eligibility as defined in the said two Government Orders as per the approval of the State Cabinet in its meeting held on 22.02.2011 read with Finance Department U.O. No.460 Gr. P (Service) dated the 3rd day of February, 2011.

Sd/-

O.S.D. & E.O. Special Secretary

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Annexure - 1/3

**GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS' BUILDINGS, KOLKATA**

No. 145/MA/O/C-9/2A-13/2010

Dated, Kolkata, the 31st day of March, 2011.

From: The OSD & Ex-officio Special Secretary to the Government of West Bengal.

To : (1) The Chairman, _____ Municipality/ Notified Area Authority,
P.O. _____, Dist. _____
(2) Municipal Commissioner/ Commissioner, _____ Municipal
Corporation, P.O. _____, Dist. _____

Sub: Creation of 1207 number of posts for the Urban Local Bodies of this State including 126 posts each of Sub-Assistant Engineer, Urban Planner, Accounts and Finance Co-ordinator, IT Co-ordinator, 136 posts of Town Project Officer, and 567 posts of Community Organizer.

Sir,

In continuation of this department Memo No. 113/MA/O/C-9/2A-13/2010, No. 114/MA/O/C-9/2A-13/2010 dated 25th day of February, 2011 and in reference to the queries made by the Municipalities on the above mentioned subject, I am directed to state that the Urban Planners, Accounts and Finance Coordinators and IT Coordinators in the Municipalities will continue to work from April 1, 2011, on already accepted and usual terms and conditions. No new incumbent in these posts in the municipalities will be allowed to join in substitution of the continuing incumbents or in the existing vacancies without further reference to the Government of West Bengal. Summarily no new appointments / engagement / contractual arrangements will be allowed in respect of these 3 above posts at this stage. Continuation of the present incumbents is advised generally, as well as in the particular context of the electoral model code of conduct.

For Town Project Officers and Community Organizers similarly, no new appointment in these posts will be made until further orders.

Similarly, in all the cases mentioned above, existing incumbents holding the posts who were engaged as per Government Orders issued from this Department from time to time, will continue in their posts until further orders and the municipalities will be well advised to ensure continuation of said personnel, though, obviously, the said personnel

-50- -43- 68-

-23-

can not be absorbed as permanent employees and will continue to discharge their duties and obligation in terms of Government orders (vide above) issued on 25.2.2011. Sequentially, till such time the model code of conduct is in force, and later, till the recruitment rules are finalised for these posts, the Urban Local Bodies will not be advised to cause changes in the personnel pattern as it has evolved over the years and as the same has been accepted in the State Cabinet on the recommendation of the Finance Department recently.

Yours' faithfully,

Sanjay 21/3/11
O.S.D & E.O. Special Secretary.

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- 51 - - 69 -

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22A

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS' building KOLKATA

No.145/MA/O/C-9/2A-13/2010
2011,

Dated, Kolkata, the 31ST day of March

From: The OSD & Ex-Officio Special Secretary
to the Government of West Bengal.

To: (1) The Chairman, _____ Municipality/Notified area Authority,
P.O.- _____, Dist. _____
(2) Municipal Commissioner/ Commissioner, _____
Municipal Corporation, P.O. _____ Dist. _____

Sub; Creation of 1207 number of posts for the Urban Local Bodies of this State including 126 posts each of Sub-Assistant Engineer, Urban Planner, Accounts and Finance Co-ordinator, IT Co-ordinator, 136 posts of Town Project Officer, and 567 posts of Community Organizer.

Sir,

In continuation of this department Memo No.113/MA/O/C-9/2A-13/2010, No.114/MA/O/C-9/2A-13/2010 elated 25th day of February, 2011 and in reference to the queries made by the Municipalities on the above mentioned subject, I am directed to state that the Urban Planners, Accounts and Finance Coordinators and IT Coordinators in the Municipalities will continue to work from April 1, 2011, on already accepted and usual terms and conditions. No new 'incumbent in these posts, in the municipalities will be allowed to join in substitution of the continuing incumbents or in the existing vacancies without further reference to the Government of West Bengal. Summarily no new appointments /engagement/contractual arrangements will be allowed in respect of these 3 above posts at this stage. Continuation of the present incumbents is advised generally, as well as in the particular context of the electoral model code of conduct.

For Town Project Officers 'and Community Organizers similarly, no new appointment in these posts will be made until further orders.

Similarly, in all the cases mentioned above, existing incumbents holding the posts who were engaged as per Government Orders issued from this Department from time to time, will continue in their posts until further orders and the municipalities will be well advised to ensure continuation of said personnel, though, obviously, the said personnel

-45-
-52- -70-

2

Can not be absorbed as permanent employees and will continue to discharge their duties and obligation in terms of Government orders (Vide above) Issued on 25.2,2011. Sequentially, till such rime the model code of conduct is in force, and later, till the recruitment rules are finalised for these posts, the Urban Local, Bodies, will not be advised to cause changes in the personnel pattern as it has evolved over the years and as the same has been accepted in the State Cabinet on the recommendation of the Finance Department recently.

Yours faithfully,

O.S.D & E.O.
Special Secretary

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Government of West Bengal
Finance Department
Audit Branch

Annexure P/1
71

No. 9008-F(P)

Kolkata, the 16th September, 2011

MEMORANDUM

In order to provide security of tenure, appropriate emoluments and certain terminal benefits subject to fulfilment of certain conditions to the casual/daily rated/contractual workers who have remained engaged in various Government Establishments for a considerable period of more than 10 years in connection with implementation of various schemes/projects of various Departments of the government two Memorandums vide No. 2966-F(P) dt. 23-04-2010 and No. 11794-F(P) dt. 22-12-2010 were issued by the Government in Finance Department.

The question of making the provisions of the two aforesaid orders more effective and suitable to the convenience of the Government Establishments/Organization has been under active consideration of the Government for some time past.

After careful consideration of the matter and in supersession of the aforesaid orders and all other orders issued by other Departments in the matter, the undersigned is directed by order of the Governor to say that the Governor, has now been pleased to order that the casual/daily rated/contractual workers, who are remaining attached to various establishments of the Government Departments/ Directorates/Regional Offices/other Organizations for not less than 10 years continuously as on 01-08-2011 and have rendered service for at least 240 days each year will be allowed the following benefits :

(i) The casual/daily rated/contractual workers who have rendered 10 years of service continuously with at least 240 days attendance each year may remain engaged in the same status and capacity till their attaining the age of 60 years.

The continuity of service shall have to be certified by a competent officer not below the rank of Assistant Secretary in the case of a Secretariat Department, Director in the case of a Directorate and Assistant Engineer/S.D.O/B.D.O in the case of Regional Offices. The concerned officer, who certifies may be advised to exercise extreme precautions and take assistance of an office of WBA & AS, if necessary.

(ii) An entry point basic pay in PB-I i.e. Rs. 6600/- (Rs. 4900 + 1700) p.m. will be admissible to casual/daily rated/contractual Group 'D' workers as consolidated remuneration, similar entry point pay (entry point pay in the Pay Band plus Grade Pay) will be admissible to casual/daily rated/contractual Group 'C' worker and an employee of any other category, if he/she fulfils the required condition will be entitled to a monthly remuneration which will be minimum entry level pay of Pay Band and Grade Pay corresponding to his/her category and the remuneration may be

Annexure..... P-5
to in Paragraph..... 2
foregoing Petition affirmed
by..... S. S. Chatterjee
on this..... 2nd Day of..... 17

determined in consultation with the Finance Department in the same manner as mentioned above.

(iii) When such casual/daily rated/contractual workers are allowed the entry point basic pay, they will not get any other allowances like dearness allowance, house rent allowance etc. However, their basic pay will be enhanced by 5% after every three years and the three years will be counted by treating the period from 1st August 2011 to 1st July 2012 as completed year for giving effect to 5 per cent increase in basic pay.

(iv) The remuneration of casual/daily rated/contractual workers who have not yet completed 10-year service will be equivalent to 75% of the remuneration admissible under sub-para (ii) above subject to a minimum of Rs. 5000/- p.m.

(v) Those casual/daily rated/contractual workers who will complete 10 - year service on 1st July every year will come under the purview of this Order provided, no such worker if engaged after 01-04-2010 will come under the purview of this Order.

(vi) A casual/daily rated/contractual worker who will fulfil the conditions as laid down in sub-para (i) above will continue to be engaged in such a manner till he/she attains the age of 60 years when he/she will be paid an amount of Rs. 1 lakh as one time cessation of engagement benefit.

(vii) A casual/ daily rated/contractual worker may be allowed 30 (thirty) off days a year and a female such worker may be allowed Maternity leave of 180 (one hundred eighty)days in addition to 30 days off as mentioned hereinbefore.

(viii) A casual/daily rated/contractual worker who is engaged in two different Government Departments but has rendered services for 10 years without a break will come under the purview of this Order.

(ix) It is reiterated that Officer/Officers responsible for any further engagement of such casual/daily rated/contractual worker will be personally liable for violation of this Order. However, having regard to the exigencies of situation and in order to facilitate smooth running of any project/administration or for serving academic interest where it is absolutely necessary contractual engagement may be made for a very limited period not exceeding 1 (one) year. This engagement shall be made on strict observance of recruitment rules and against sanctioned vacancies. Advertisement shall be published in newspaper and applications shall be invited from eligible candidates to fill up those temporary vacancies. Simultaneously steps should be taken to fill up the vacancies on regular basis following recruitment rules. Such contractual engagement may be renewed from time to time, but not exceeding a total period of 6 (six) years. No claim to regularization of this contractual service in terms of G.O. No. 8305-F dt. 26-09-2005 read with G.O. No. 642-F dt. 24-01-06 shall lie.

(x) The provisions of this Order will not be applicable where contractual engagement has been made without any sanctioned post and for any specific project for a very temporary period upto a maximum 6 (six) years or

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F.S.

filling up of the project whichever is earlier. Thus in such cases steps will not be required to be initiated for filling up the posts through regular appointments as per the Recruitment Rules, since the posts are temporary by nature.

(xi) During the period of engagement, the service of a casual/daily rated/contractual worker may be terminated because of involvement in criminal case/misconduct/delinquency/incapacitation etc. or if the concerned worker intends to opt out of the engagement on his/her own.

(xii) The benefit of this Memo will be applicable *mutatis mutandis* to the Panchayat Bodies/ULBs/ Statutory Bodies.

(xiii) The casual/daily rated/contractual workers who have already got the benefit with reference to 1st April, 2010 as cut off date will continue to get the benefit in terms of F.D. Memo No. 2966-F(P) dt. 23-04-2010 and No. 11974-F(P) dt. 22-12-2010, while the others will be covered in terms of provisions of this Memo.

The undersigned is further directed to reiterate that henceforth no further engagement of Group 'D' employees, who are engaged in the manner as laid down in F.D. Memo. No. 3727-F dt. 20-05-2009 and paid out of contingency, will be done, on or after 01-04-2010. Officer/Officers responsible for such engagement will be personally liable for violation of this Order.

(xiv) The final approval will be given by the ACS/Principal Secretary/Secretary as the case may be, of the concerned Department, after exercising necessary checks & balances & ensuring that any ineligible person does not get the benefits of this order.

(xv) A proforma statement is hereby annexed for supplying information by the respective appointing authority to the Administrative Department.

Sd/- S.K. Chattopadhyay
OSD & E.O. Special Secretary
to the Government of West Bengal

Contd.....P/4.

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No. 9008/1(500)-F(P)

Kolkata, the 16th September, 2011

Copy forwarded for information and necessary action to -

- 01) The Accountant general (A&E), West Bengal, Treasury Buildings, Kolkata - 700 001.
- 02) The Principal Accountant General (Audit), West Bengal, treasury Buildings, Kolkata - 700 001.
- 03) The Pay & accounts Officer, Kolkata Pay & Accounts Office-I, 81/2/2. Phears Lane, Kolkata - 700 012.
- 04) The Pay & Accounts Officer, Kolkata Pasy & accounts Office-II, P-I, Jahar Buildings, Kolkata - 700 073.
- 05) The Accounts Officer, West Bengal Secretariat, Writers' Buildings, Kolkata - 700 001.
- 06) The Accounts Officer, West Bengal secretariat, Bikash Bhawan, salt Lake, Kolkata - 700 091.
- 07) The sub-Divisional Officer,
- 08) The district Magistrate/Judge,
- 09) The treasury Officer,
- 10) The Deptt./Dte.
- 11) The Commissioner
- 12) The Principal, Industrial training Institute
- 13) The Superintendent of Police,
- 14) The Supertintending Engineer/Ex. Engineer,
- 15) All Special Secretary/Joint Secretary/Dy. Secretary/Assistant Secretary,
- 16) All Group/Cell/Branches,

Sankaraborn
Deputy Secretary to the
Government of West Bengal
Finance Department

- 75 - 50 -
Annexure - P/6
~~Annexure - P/6~~

Government of West Bengal
Finance Department
Audit Branch

Kolkata, the 20th May, 2013.

No. : 4011-F(P)

MEMORANDUM

In terms of this Department's Memo No. 9008-F(P), dated 16th September, 2011, it was decided to allow appropriate emoluments and other certain terminal benefits to the Casual / Daily rated / Contractual Workers who rendered service for a substantial period remaining attached to various Governments Establishments.

The question of upward revision of monthly remuneration of the said Casual / Daily Rated / Contractual Workers who have remained engaged in various Government Establishments for a considerable period of time has been under active consideration of the Government for some time past.

After careful consideration of the matter and in modification of Memo No. 9008-F(P), dated 16th September, 2011, the undersigned is directed by order of the Governor to say that the Governor has now been pleased to enhance the remuneration of the Casual / Daily Rated / Contractual Workers as follows :-

Casual / Daily Rated / Contractual Workers

In Group 'D' category

Less than 10 years	Rs. 7,000/- p.m.
More than 10 years	Rs. 8,500/- p.m.

In Group 'C' category

Less than 10 years	Rs. 8,500/- p.m.
More than 10 years	Rs. 11,000/- p.m.

The number of years of engagement will be determined as on 01.04.2013. All other terms and conditions will same as in Finance Department's Memo No. 9008-F(P), dated 16th September, 2011.

This order will be effective from 01.05.2013.

Annexure..... P-6
to in Paragraph..... 7
foregoing Petition affirmed
by..... S. Ch. Khan
on this..... 20 Day of..... April

Sd/- A.K. Das

O.S.D. & E.O. Jt. Secretary to the
Government of West Bengal.

Commissioner of Affidavit
High Court, Appellate Side
Calcutta

Annexure..... P/6
to in Paragraph..... 7
foregoing Petition affirmed
by..... A.S. 72
on this..... 10/2/13

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- 76 -

- 19 -

-(2)-

No. 4614/T(500)-FPI

Kolkata, the 20th May, 2013.

Copy forwarded for information and necessary action to :-

1. The Accountant General (A&E), West Bengal, Treasury Buildings, Kol - 1.
2. The Principal Accountant General (Audit), West Bengal, Treasury Buildings, Kolkata - 700 001.
3. The Pay & Accounts Officer, Kolkata Pay & Accounts Office-I, 81/2/2, Phears Lane, Kolkata - 700 001.
4. The Pay & Accounts Officer, Kolkata Pay & Accounts Office-II, P-1, Jahar Buildings, Kolkata - 700 073.
5. The Pay & Accounts Officer, Kolkata Pay & Accounts Office-III, IB Market, 1st Floor, Sector-III, Salt Lake, Kolkata - 700 064
6. The Assistant Secretary, Finance Department, Accounts Branch, Writers' Buildings, Kolkata - 700 001.
7. The Assistant Secretary, Finance Department, Accounts Branch, Bikash Bhawan, Salt Lake, Kolkata - 700 091.
8. The District Magistrate / Judge,
9. The Sub-Divisional Officer,
10. The Treasury Officer,
11. The De/tt/Dtc.
12. The Commissioner,
13. The Principal, Industrial Training Institute,
14. The Superintendent of Police,
15. The Superintending Engineer/Ex. Engineer,
16. All Special Secretary/Joint Secretary/Dy. Secretary/Assistant Secretary,
17. All Group / Cell / Branches,

S. R. Ghosh
Deputy Secretary to the
Government of West Bengal,
Finance Department.

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Annexure P17

Government of West Bengal
Finance Department
Audit Branch

No. 1107-F(P)

Howrah, the 25th February, 2016

MEMORANDUM

In this Department No. 9008-F(P) dated 16.09.2011 it was decided to allow appropriate emoluments, security of tenure and certain terminal benefits to the casual/daily rated/contractual workers subject to fulfilment of conditions therein.

2. The matter regarding improvement of monthly remuneration, annual increase, medical facility, leave and others benefits as well as review of the conditions of engagement were under active consideration of the Government for some time past.

3. Now, after careful consideration of the matter, the Governor has been pleased to decide to revise the benefits as follows:

- (i) All contractual / casual / daily rated workers shall continue to be in engagement up to the age of 60 years. Engagement of contractual / casual / daily rated worker shall not be terminated except as prescribed in the above referred Memo.
- (ii) Consolidated monthly remuneration of contractual / casual / daily rated workers will be as follows:

Group D		
Period of engagement	Present	Proposed
Less than 5 years	Rs. 7,000/-	Rs. 10,000/-
5 - 10 years	Rs. 7,000/-	Rs. 12,000/-
10 - 15 years	Rs. 8,500/-	Rs. 13,500/-
15 - 20 years	Rs. 8,500/-	Rs. 17,000/-
More than 20 years	Rs. 8,500/-	Rs. 20,000/-

Group C		
Period of engagement	Present	Proposed
Less than 5 years	Rs. 8,500/-	Rs. 11,500/-
5 - 10 years	Rs. 8,500/-	Rs. 13,500/-
10 - 15 years	Rs. 11,000/-	Rs. 16,000/-
15 - 20 years	Rs. 11,000/-	Rs. 19,000/-
More than 20 years	Rs. 11,000/-	Rs. 22,500/-

Signature..... P. K.
in Paragraph.....
foregoing Petition affirmed
by.....
on this..... 25th Day of Feb 2016

Commissioner of Affidavit
High Court, Appellate Side
Calcutta

- (iii) Enhancement of remuneration : 3% in every year.
- (iv) Terminal benefit on attaining the age of 60 years : Rs. 2.00 lakh.
- (v) Medical benefit : All contractual/casual workers and their families will be covered under a health insurance coverage upto Rs.1.50 lakh for secondary and tertiary illnesses and Rs.5 lakh for critical illnesses.

Signature.....
Date..... 16/2/17

Signature.....
Date.....

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- 5A -

(vi) Leave benefits

: In addition to existing 30 off days, 10 days leave will be allowed on medical ground in a year. Maternity Leave will be as in the earlier order.

4. The Governor has been further pleased to decide that a High Powered Committee will be formed to review the conditions of their engagement and for suggestions as to further improvement in the financial and other conditions of engagement due to future developments.

5. This will take effect from 1st March, 2016.

Sd/- H. K. Dwivedi

Principal Secretary to the
Government of West Bengal

No. 1107/1(300)-F(P)

Dated: 25.02.2016

Copy forwarded for information and necessary action to :

- 1) The Principal Accountant General (A&E), West Bengal, Treasury Buildings, Kolkata-700 001.
- 2) The Addl. Chief Secretary/ Principal Secretary/ Secretary, _____
Department, Government of West Bengal.
- 3) The Divisional Commissioner, _____ Division.
- 4) The District Magistrate/District Judge, _____
- 5) The Superintendent of Police, _____
- 6) The Sub-Divisional Officer, _____
- 7) The Pay & Accounts Officer, Kolkata Pay & Accounts Office-I, 81/2/2, Phears Lane, Kolkata-700 012.
- 8) The Pay & Accounts Officer, Kolkata Pay & Accounts Office-II, P-1, Hyde Lane, Kolkata-700 073.
- 9) The Pay & Accounts Officer, Kolkata Pay & Accounts Office-III, I.B. Market, 1st Floor, Salt Lake, Sector-III, Kolkata-700 105.
- 10) The Treasury Officer, _____
- 11) Sri Sumit Mitra, Network Administrator, Finance Department, for uploading this in the Finance Department Website.
- 12) Guard file.

OSD & E.O. Joint Secretary to the
Government of West Bengal