

**IN THE HIGH COURT AT CALCUTTA  
Circuit Bench at Jalpaiguri  
Constitutional Writ Jurisdiction  
Appellate Side**

**WPA 298 of 2024**

**Gobinda Chandra Roy and Ors.  
Versus  
The State of West Bengal and Ors.**

Mr. Ekramul Bari, Sr. Adv.  
Sk. Imtiaj Uddin, Adv.  
Ms. Rinka Chakraborty, Adv.

... for the petitioners

Mr. Momenur Rahman, Adv.  
Ms. Rima Sarkar, Adv.

... for the State

Mr. Ekramul Bari, learned senior counsel, is appearing for the petitioners through virtual mode. Mr. Momenur Rahman, learned counsel, is appearing for the State.

Counsel for the petitioner has relied upon the recommendation of the Chief Medical Officer of Health, Jalpaiguri wherein it was recommended for giving a permanent status of the service as contractual staff and increase of the pay scale to the level as prescribed in the Finance Department (Audit Branch) Memo No. 1107-F(P), dated 25<sup>th</sup> February, 2016. Subsequently, on 11<sup>th</sup> September, 2018 again a recommendation was made with respect of the aforesaid memorandum. On 18<sup>th</sup> September, 2019, the West Bengal State Health and Family Welfare Samiti has passed an order deciding that the

contractual remuneration in respect of 14 RSVY Drivers, out of which 8 are posted in the District of Jalpaiguri and 6 are posted in the Alipurduar District, be enhanced from Rs.8,500/- to Rs.13,560/- per month. Counsel for the petitioner submits that now the Government has again enhanced the amount to Rs.39,000/- in terms of the memorandum dated 1<sup>st</sup> March, 2024.

Counsel for the State prays for time to take instruction.

In view of the submission made by the counsel for the respective parties, this Court finds that the report is required to be filed by the Secretary, Department of Health and Family Welfare, Government of West Bengal by way of an affidavit with regard to enhancement of the remuneration of the petitioners at the rate of Rs.39,000/- in terms of the memorandum dated 1<sup>st</sup> March, 2024. The Secretary, Department of Health and Family Welfare, Government of West Bengal is directed to file report by three weeks.

Let the matter appear before the next available Circuit Bench.

**(Krishna Rao, J.)**