

ORDER SHEET
IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
ORIGINAL SIDE

WPO/35/2024
DEBJANI BRAHMA
-VS-
THE STATE OF W.B. AND ORS

BEFORE:

The Hon'ble JUSTICE RAJASEKHAR MANTHA

Date : 27th February, 2024.

Mr. D. Basu, Adv., petitioner.
Ms. D. Chattaraj, Adv.; Ms. A. Dutta, Adv., for Corpn.

The Court: 1. The petitioner contends that her pay should have been reckoned in the next pay grade upon receiving the Career Advancement Scheme (CAS) (unmodified) benefit on January 1, 2016.

2. She points out cases of other employees, namely Indranil Majumder and Dinesh Chandra Dinda who have been granted the next pay grade upon application of the CAS-2 benefit.

3. Counsel for the respondents submits that the guidelines under which the petitioner is claiming benefit had been framed for the purpose of implementation of the modified CAS which granted three benefits instead of the earlier scheme granting two benefits.

4. There is reference to proceedings of a Division Bench of this Court that relegated the matter of grant of modified CAS to the employees of the Corporation to the Principal Secretary, Government of West Bengal.

5. The Transport Department has declined the same. The said rejection is the subject matter of an independent writ petition pending decision.

6. Be that as it may, the petitioner claims that there cannot be any dispute that she is entitled to the second benefit of the CAS which has already been allowed to her. The only issue is as to whether consequent upon receipt of the second benefit under the earlier CAS in 2016, the petitioner was entitled to the next pay band, i.e. Rs.2600/-.

7. Let affidavit-in-opposition be filed within a period of four weeks. Reply, if any, be filed within one week thereafter.

8. Liberty to mention.

(RAJASEKHAR MANTHA, J.)

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