

19. 08. 2024

BP
Sl. 3
Court No. 17

WPA 2829 of 2023

Abhijit Patra
Vs.
The State of West Bengal & Ors.

Mr. S.P. Lahiri
Mr. R. Naskar
..for the petitioner

Mr. Supriyo Chattopadhyay, Ld. AGP
Ms. Sayantanee Bhattacharya
..for the State

Affidavit of service filed on behalf of the petitioner
is taken on record.

Learned counsel appearing for the petitioner
submits as follows. The petitioner is an Assistant
Teacher in a school while his wife works in the Indian
Railway. Both of them draw HRA. However, at present
the HRA of the petitioner's wife has crossed the ceiling
limit for the two. In all his fairness, the petitioner
should be entitled to proportionate amount of the HRA.
A representation dated 15.07.2022 in this regard has
been made to the respondent no.3, but has not been
replied as yet.

Learned counsel for the State submits that if
representation is pending before the respondent no.3
the same shall be considered in accordance with law.

It appears that the representation dated

15.07.2022 is pending before the respondent no.3 for consideration.

In view of the same, let the representation dated 15.07.2022 of the petitioner be considered by the respondent no.3 in accordance with law and as expeditiously as possible, preferably within a period of six weeks from the date of communication of this order. Within a week thereafter, the outcome of such consideration shall be communicated to the petitioner.

With these directions and observations, the writ petition is disposed of.

Urgent photostat certified copy of the order, if applied for, be given to the parties on usual undertakings.

(Jay Sengupta, J.)

