

July 3, 2024

AD 42

Ct. 17

SG

WPA 14298 of 2024

*Partha Ghosh*

*vs.*

*The State of West Bengal and others*

Mr. Sunny Nandy

Mr. Ravi Ranjan Kumar

... for the petitioner.

Mr. Swapan Kumar Datta

Mr. Dipankar Das Gupta

... for the State.

Affidavit of service filed in Court is taken on record.

Learned counsel for the petitioner submits as follows. The petitioner joined service at the Banwarilal Bhalotia College as a Lecturer (Contractual) of Computer Application in the year 2008. After completion of probation period, he was issued a letter of appointment in the year 2008 itself. As per notification dated 23.12.2019 he was given the benefits of pay scale of SACT Category II. On 22.01.2021 another notification was published. According to the said notification, the petitioner became entitled to the pay scale of Category I as he had passed the necessary qualifications as required for such purpose.

Learned senior counsel representing the State denies the allegations and submits that while the notification dated 23.12.2019 pertains to government/government aided colleges, the notification of the year 2021 related

only to government engineering and technological colleges. Admittedly, the said Banwarilal Bhalotia College is a government sponsored/aided college and not a government college.

It appears that while the petitioner is covered by the notification of the year 2019, which is applicable to government/government aided colleges, he is not covered by the notification of the year 2021, which pertains only to government engineering and technical colleges. Therefore, the petitioner cannot claim the benefits of SACT Category I as per the notification of the year 2021.

Accordingly, I do not find any merit in this application.

Hence, the writ petition is disposed of without any further order, even as to costs.

Parties shall act on a server copy of this order duly downloaded from the official website of this Court.

**[ Jay Sengupta, J. ]**