

Government of West Bengal
Irrigation & Waterways Department
Jalasampad Bhaban (3rd Floor), SaltLake.Kol-91

No.2934 –IE

Date:20.09.2022

ORDER

WHEREAS, the Irrigation & Waterways Department, Government of West Bengal deals with a large number of Court Cases before different Legal Forums involving service matters of Group 'B', Group 'C' & Group 'D' employees of Irrigation & Waterways Directorate, Government of West Bengal;

And,

Whereas, in exercise of the power conferred under Order XXVII, Rule 2 of the Code of Civil Procedure 1908, the Irrigation & Waterways Department issues Order authorizing an Officer having knowledge of the court case of Irrigation & Waterways Directorate, Government of West Bengal, to take all necessary steps before the concerned legal forum in respect of any individual case and to affirm Affidavit and sign all paper(s) in connection with the same on behalf of the Additional Chief Secretary / Principal Secretary / Secretary, Irrigation & Waterways Department, Government of West Bengal, as the case may be, in consultation with the Ld. State Advocate(s) engaged therein;

And,

Whereas, the aforesaid Authorised Officer(s) of Irrigation & Waterways Department require support & assistance for making legally tenable & uniform submissions in similar cases before different legal forums to protect the interest of the State involving service matters under Irrigation & Waterways Directorate, Government of West Bengal;

NOW, THEREFORE, it is ordered to follow the following **STANDARD OPERATING PROCEDURE (SOP)** in regard to dealing of Court Cases before different legal forums involving service matters under Irrigation & Waterways Directorate, Government of West Bengal:

STANDARD OPERATING PROCEDURE (SOP)

1. For dealing of Court cases involving service matters in different legal forums for the Group 'B' & Group 'C' employees, the Authorised officer of the Irrigation & Waterways Department, in respect of any individual case, as per the order to be issued by the Deptt. from time to time, will defend the cases and file Affidavit/Reply to the

Hon'ble Legal Forum(s), in consultation with the Ld. State Advocate(s) being engaged therein;

2. The office of the Director of Personnel & Ex-Officio Chief Engineer, I & W Directorate will extend necessary support & assistance in regard to the cases specified as SI-1 above, specially in preparing the Statement of Defence and the Authorised Officer of I & W Directorate will keep liaison with the Office of the Directorate of Personnel & Ex-Officio Chief Engineer, I & W Directorate, for effectively defending of such court cases to protect the interest of the State;
3. (i) For Court cases involving Group 'D' employees, in case of promotion to LDC/LDA, preparation of gradation list, transfer from jurisdiction of one Chief Engineer to another, detailment order related matter etc., procedure at SI-2 shall be followed. (ii) The office of the Superintending Engineer concerned will monitor and supervise court cases other than those specified at 3 (i) above, keeping close liaison with the Authorised Officer of the Department, as per the departmental order to be issued, case wise and also with the Office of the Director of Personnel & Ex-Officio Chief Engineer, I & W Directorate to ensure that the stand of the Department on similar issue does not vary.

This is being issued with the approval of the Principal Secretary, Irrigation & Waterways Department.


**Joint Secretary to the
Government of West Bengal**

No.2934 /1(5)-IE

Date:20.09.2022

Copy forwarded for information and necessary action to:

1. Directorate of Personnel & Ex-Officio Chief Engineer, Irrigation & Waterways Directorate.
2. Chief Engineer, Irrigation & Waterways Directorate (All)
3. Superintending Engineer, Irrigation & Waterways Directorate(All)
4. Executive Engineer, Irrigation & Waterways Directorate(All)
5. Executive Engineer, DVC Study Cell, I & W Dte., with a request to upload this order in the official website of I & W Department.


Joint Secretary to the Government of West Bengal