

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Subesh Kumar Das

Case No – OA 253 OF 2016

SANKAR KUMAR CHAUDHURI Vs **The State of West Bengal & Ors.**

Serial No. and Date of order. 1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary 3
<p>9</p> <hr/> <p>04.05.2018</p>	<p>For the Applicant : Mr. S.N. Ray Learned Advocate</p> <p>For the State Respondent: Mr. R.A. Chowdhury Learned Advocate</p> <p>For A.G., West Bengal : None</p> <p>By producing copy of the notice dated March 27, 2018 and the postal receipt dated March 28, 2018 Mr. Ray, Learned Counsel for the applicant submits that there was delay in sending copy of the order to the respondent No. 5. In the absence of production of tracking report on behalf of the applicant we cannot form opinion whether the copy of the order was served on the respondent No. 5. Under the above circumstances the respondent No. 5 cannot be held liable for not releasing provisional pension in favour of the applicant in compliance with the order dated September 22, 2016 within the stipulated period of time.</p> <p>In view of our above findings the respondent No. 5, Block Medical officer of Health, Uttar Latabari Block Primary Health Centre, Kalchini, District – Alipurduar is directed to take necessary steps for releasing provisional</p>	

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Serial No. and Date of order. 1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary 3
SCN.	<p>pension in favour of the applicant within a period of eight weeks from the date of communication of the order.</p> <p>The applicant is directed to serve copy of this order along with copy of order dated March 5, 2018, copy of order dated September 22, 2016 and copy of original application along with annexures on the respondent No. 5 by speed post within a period of one week from the date of this order and to file affidavit of service on the next date of hearing. List the matter under the heading “Hearing” on 14.08.2018.</p> <p>Let a plain copy of the order be supplied to both parties expeditiously.</p> <p>(S.K. Das) MEMBER (A)</p> <p>(R.K. Bag) MEMBER (J)</p>	