

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

The Hon'ble Justice Soumitra Pal (Chairman)  
& The Hon'ble Mr. Subesh Kumar Das (Administrative Member)

Case No –OA 291 OF 2018

**SHYAMAL KUMAR DAS 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>3</p> <hr/> <p>25.09.2018</p>	<p>For the Applicant : Mrs. S. Mitra Advocate</p> <p>For the State Respondents: Mr. G.P. Banerjee Advocate</p> <p>For the A.G., West Bengal : Mr. B. Mitra Departmental Representative</p> <p>In this application, the applicant, a permanent driver under Jiagunj ICDS Project, M-J Block, Murshidabad, who had superannuated on 31<sup>st</sup> January, 2015 after rendering about 24 years of service, has prayed for a direction upon the respondents to release pension and other superannuation benefits in his favour with interest. Direction has also been sought for upon the respondents to upgrade the service records and finalise pension papers.</p> <p>It is submitted by Mrs. S. Mitra, learned advocate for the applicant, on instruction from her client, that the applicant is yet to receive G.P.F. and Leave Encashment. Mr. G.P. Banerjee, learned advocate submits that after being appointed by the Tribunal on 4<sup>th</sup> September, 2018, he tried to contact the concerned respondent authorities. However, none of the respondents has contacted and thus</p>	

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	<p>there is no instruction except that till date no pension papers have been submitted by the applicant.</p> <p>Heard Mrs. S. Mitra and Mr. Banerjee and also Mr. B. Mitra, Departmental Representative.</p> <p>It appears from memo dated 11<sup>th</sup> August, 2014 that the original service book along with original Police Verification Report and original Medical Certificate were yet to be updated excluding the present C.D.P.O. The other records were yet to be updated.</p> <p>It further appears that after letter dated 7<sup>th</sup> May, 2016 was issued demanding justice, the Senior Accounts Officer of Accountant General, West Bengal, had intimated that the pension paper along with service book in respect of the applicant were yet to be received by his office from the pension sanctioning authority, that is the Child Development Project Officer, Jiagunj ICDS Project, M-J Block, Murshidabad, that is the respondent no.5 and necessary action would be taken after receipt of the same.</p> <p>In view of the facts as narrated hereinbefore and considering the facts and circumstances of the case, this application is disposed of by directing the Child Development Project Officer, Jiagunj ICDS Project, M-J Block, Murshidabad, the respondent no.5 to update the</p>	

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SCN.	<p>original service book of the applicant along with original Police Verification Report and original Medical Certificate as evident from the memo dated 11<sup>th</sup> August, 2014 within eight weeks from the date of presentation of a copy of this order and the applicant shall cooperate in this regard. During the said period the applicant shall submit necessary applications for release of retirement benefits. If necessary, the respondent no.5 shall reconstruct the service book of the applicant. After the service book is updated, the same shall be sent within two weeks to the Principal Accountant General (A&amp;E), West Bengal, Kolkata, respondent no.6. After receipt of the same the Principal Accountant General (A&amp;E), West Bengal, Kolkata, respondent no. 6 shall issue appropriate order within eight weeks. It is made clear that the applicant shall, if necessary, comply with the formalities as directed by the respondents.</p> <p>(S.K. Das) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	