

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 450 OF 2018

DR. KAMALENDU BHUNIA 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 style="text-align: center;">2</p> <hr/> <p>14.08.2018</p>	<p>For the Applicant : Mr. Shaon Bhattacharya Advocate</p> <p>For the Respondents: Mr. G. P. Banerjee Advocate</p> <p style="text-align: center;">At the very outset, Mr. Shaon Bhattacharya, learned advocate for the applicant submits that though the matter has appeared as “To Be Mentioned”, it may be taken up and disposed of which is not opposed by Mr. G. P. Banerjee, learned advocate for the State respondent.</p> <p style="text-align: center;">In this application, 77 applicants, who are Homoeopathy Medical Officers in West Bengal Homoeopathic Health Service Cadre under the West Bengal Homoeopathic Health Service (AYUSH), Department of Health and Family Welfare, Government of West Bengal and posted at different Medical College and Hospitals, have prayed for a direction upon the State of West Bengal, the respondents to extend and / or enhance the age limit of superannuation from 62 to 65 years in respect of</p>	

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	<p>Medical Officers attached to the West Bengal Health Services / West Bengal Medical Education Service or West Bengal Dental Education Service / West Bengal Dental Service, since the superannuation age of the Doctors similarly situated in Delhi have been enhanced from 62 to 65 years with effect from 30th September, 2009. Submission is that since a representation, filed on 20th December, 2017 as evident from page 39 of the application, is pending before the Principal Secretary to the Department of Health and Family Welfare, Government of West Bengal, respondent No. 2, it may be directed to be considered.</p> <p>Mr. Banerjee on behalf of the State submits that though he does not oppose the consideration of the representation filed on 20th December, 2017, however, as the issue relates to policy matter of the government, it is for the State respondents to take a decision whether to raise the date of superannuation.</p> <p>Having heard Mr. S. Bhattacharya, learned advocate for the applicant and Mr. Banerjee, learned advocate for the respondents and considering the facts and circumstances of the case, this original application is disposed of by directing the Principal Secretary, Health and Family Welfare, Government</p>	

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SCN.	<p>of West Bengal, the respondent No.1 to dispose of the representation filed on 20th December, 2017 by passing a reasoned order to be communicated to the parties within twelve weeks from the date of presentation of a copy of this order after giving an opportunity of hearing to the applicant No.1 or any other applicant authorised by the applicant No.1.</p> <p>(S.K. Das) MEMBER (A)</p> <p>(Soumitra Pal) CHAIRMAN</p>	