

**ORDER SHEET**  
**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Present-**

**The Hon'ble Justice Ranjit Kumar Bag  
& The Hon'ble Dr. Subesh Kumar Das**

Case No – **OA 430 OF 2018**

**Sk. Azim Ali** 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;"><b>03</b> <b>22.02.2019</b></p>	<p><b>For the Applicant</b> : Mr. K. Bera, Learned Advocate.</p> <p><b>For the Respondents</b> : Mr. S. Ghosh, Learned Advocate.</p> <p style="text-align: center;">Affidavit of service filed on behalf of the applicant today is kept on record.</p> <p style="text-align: center;">The applicant has prayed for direction upon the respondents for release of arrears of remuneration in terms of Memo. No. Est.-177 dated May 12, 2016 issued by the Director of Fisheries, West Bengal and for grant of terminal benefits to the applicant on his attaining the age of superannuation on September 30, 2017 in terms of Memorandum No. 1107-F(P) dated February 25, 2016 issued by the Finance Department, Audit Branch, Government of West Bengal.</p> <p style="text-align: center;">The contention of the applicant is that he was working as Contractual Driver in the establishment of the respondent no. 4, Assistant Director of Fisheries, Government of West Bengal and he retired from service on September 30, 2017. It appears from the materials on record that the monthly remuneration of the applicant was enhanced to Rs.6000/- per month w.e.f. August 1, 2011 and Rs.8500/- per month w.e.f. May 1, 2013 by the order</p>	

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of Director of Fisheries, West Bengal who issued the said order with the administrative approval of the Department of Fisheries, Government of West Bengal. The grievance of the applicant is that the arrears of remuneration have not been released in favour of the applicant due to non-availability of allotment of fund. Learned Counsel representing the applicant contends that the applicant is also entitled to get terminal benefits of Rs.2,00,000/- on attaining the age of superannuation on September 30, 2017 in terms of Memorandum No. 1107-F(P) dated February 25, 2016 issued by the Finance Department, Audit Branch, Government of West Bengal, but the said terminal benefits has not yet been released in favour of the applicant from the office of the respondent no. 4.

Mr. Ghosh, Learned Counsel for the state respondents, submits that the issue of allotment of fund for payment of arrears of remuneration to the applicant is under process before the Finance Department, Government of West Bengal.

Having heard Learned Counsel representing both the parties and on consideration of the background of filing the original application, we are of the view that the respondent no. 2 should take necessary steps for release of arrears of remuneration and grant of terminal benefits to the applicant within specific period of time. Accordingly, the respondent no. 2, Principal Secretary to the Government of West Bengal,

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Department of Fisheries is directed to take necessary steps for release of arrears of remuneration of the applicant in terms of Memo. No. Est.-177 dated May 12, 2016 issued by the Director of Fisheries, West Bengal and for grant of terminal benefits of Rs.2,00,000/- to the applicant in terms of Memorandum No. 1107-F(P) dated February 25, 2016 issued by the Finance Department, Audit Branch, Government of West Bengal on verification of record within a period of 16 (sixteen) weeks from the date of communication of the order.

With the above direction, the original application stands **disposed of.**

Let a plain copy of this order be supplied to both parties.

**( S.K. DAS )**  
MEMBER(A)

**( R. K. BAG )**  
MEMBER (J)

**Sanjib**