

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

**Present-**

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

**Case No – OA 811 of 2019**

Haran Chandra Sutradhar 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
02 25.11.2019	<p>For the Applicant : Mrs. S. Dey, Learned Advocate.</p> <p>For the Respondent : None.</p> <p>Affidavit of service filed on behalf of the applicant today is kept on record.</p> <p>The applicant has prayed for direction upon the respondents to make payment of salary during the period from January 2012 to August 2012 except salary for the month of April 2012 along with interest.</p> <p>The contention of the applicant is that he retired from service on December 31, 2016 as Driver in the establishment of Medical Superintendent-cum-Vice Principal, Malda Medical College and Hospital. The further contention of the applicant is that he has received all retirement benefits after his superannuation from service, but the salary has not been disbursed in his favour during the period from January 2012 to August 2012 (except the month of April 2012), though commuted leave was sanctioned in favour of the applicant for the aforesaid period.</p> <p>None appears on behalf of the state respondents.</p> <p>Having heard Learned Counsel for the applicant and on consideration of the materials on record, we find that the respondent no. 6 has forwarded the case of the applicant to the</p>	

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Form No. ....

**Vs.**

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respondent no. 3 for payment of salary during the period from January 2012 to August 2012 (except the month of April 2012) by writing a letter on September 28, 2018, but the respondent no. 3 has not yet acted upon the said letter and as such the applicant had to approach this Tribunal. Since leave was granted in favour of the applicant for the period for which salary has not been disbursed, we are of the view that the respondent no. 3 should act upon the letter sent by the respondent no. 6 on September 28, 2018 without further delay.

In view of our above findings, the respondent no. 3, the Chief Medical Officer of Health, Malda is directed to act upon the letter dated September 28, 2018 issued by the respondent no. 6 under Memo. No. 5600/1(1) dated September 28, 2018 for the purpose of grant of salary to the applicant during the period from January 2012 to August 2012 (except the month of April 2012) within a period of 12 (twelve) weeks from the date of communication of the order.

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

Let a plain copy of this order be supplied to the applicant.

Sanjib

( S.K. DAS )  
MEMBER(A)

( R. K. BAG )  
MEMBER (J)