

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER

Case No. – OA 105 of 2023

Sk. Rafikul Islam - Vs - The State of W.B. & Ors.

Serial No. and
Date of order

05
21.05.2024

For the Applicant

:

Mrs. S. Mitra,
Learned Advocate.

For the State Respondents

Mr. D. Kole,
Learned Advocate.

For the Pr. A.G.W.B.

Mr. B. Mitra,
Departmental Representative.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5 (6) of the Administrative Tribunals Act, 1985.

The prayer in this application is for a direction to the respondent authority to condone the deficiency of service of the applicant rendering qualifying period of service of ten years which will enable him to receive regular pension. Submission on behalf of the applicant is that having served for 9 (nine) years 8(eight) months and 12 (twelve) days, the applicant has a shortfall of 3 (three) months and 18 (eighteen) days. Mr. Kole shows a copy of a statement of fact received by him from the office of the respondent authority and also agrees that the applicant had rendered services for 9 years 8 months and 12 days. Mrs. Mitra prays for liberty to file a representation before the respondent authority praying for condonation of shortfall, if any, under Rule 36 of D.C.R.B. Rules, 1971.

Having heard the submissions of the learned counsels, liberty is given to the applicant to furnish a representation before the Respondent No. 4, D.F.O., Burdwan Division, praying for condonation of shortfall of 3 (three) months and 18 (eighteen) days service under Rule 36 of D.C.R.B. Rule, 1971. If such representation is furnished before him, Respondent No. 4 is directed to examine the same and take suitable

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action within six weeks from the date of submission of such representation.

Accordingly, the application is disposed of.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)

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