

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – OA-180 of 2024

Malaya Kanta Murmu -- VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order <u>03</u> 21.08.2024	For the Applicant	: Mr. S.N. Ray, Ld. Advocate.
	For the State Respondent	: Mrs. S. Agarwal, Ld. Advocate.
	For the Pr.AG (A&E), WB	: Mr. B. Mitra, Ld. Depttl. Rep.

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.

Mr. Ray, learned counsel for the applicant files the exception to the respondent's report, be kept on record. Copy has been served upon Mrs. Agarwal, learned counsel for the State respondents. Upon instructions, Mrs. Agarwal has submitted that the Finance Department has opined that the applicant is not entitled for scale no. 19. Therefore, in view of such opinion given by the Finance Department, the Administrative Department has to reconsider the matter by way of refixing the pay scale of the applicant and subsequently propose a revised pension before the Principal Accountant General (A&E), West Bengal. Mrs. Agarwal has been advised to file a supplementary report adding this new development. Let copy of such supplementary report be served upon Mr. Ray, who if so wishes can file an exception. Mrs. Agarwal has also mentioned that the Finance Department in its opinion has allowed release of all other retiral benefits, except the pension at this stage. Consequently, Mrs. Agarwal has also submitted that except the pension, the applicant has been released all other retiral benefits.

Let this matter be listed under the heading "**For Orders**" on **26.09.2024**.

CSM/SS

SAYEED AHMED BABA
Officiating Chairperson & Member (A)