

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 220 OF 2022

SUBRATA SAMADDAR -VERSUS- THE STATE OF WEST BENGAL & ORS.

Serial No. For the Applicant : Mr. D.K. Adhikari,
and Advocate
Date of For the State Respondents : Mr. G. P. Banerjee,
order Advocate

6
18.07.2023

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.

On consent of the learned counsels for the parties, the case is taken up for consideration sitting singly.

Liberty given to add the Principal Accountant General (A&E), West Bengal as respondent. Let a copy of this application be served upon the added respondent No.9, the Principal Accountant General (A&E), West Bengal along with a copy of this order by the next date.

The prayer in this application is for a direction upon the authority to issue pension and other retiral benefits.

It appears that the applicant, working as a L.D.C., had submitted his resignation in the year 1995. Memo No.144/R.O. dated 10.08.2017 appears to be an order for deployment of ministerial staff to the newly-created Sundarban Police District in which the name of the applicant appears at serial No.26. This column has the following remark :

“Submitted resignation in the year 1995 but resignation has not yet been accepted.”

From the above, it is implied that neither his resignation letter was accepted since 1995 nor has he joined any place of posting since then.

Mr. D.K. Adhikari, learned counsel, however, draws my attention to page 22 of this application which appears to be a letter dated 27.01.2021, addressed to the

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Vs.

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THE STATE OF WEST BENGAL & ORS.

Superintendent of Police, Sundarban Police District requesting for acceptance of his joining letter. The applicant attained his age of superannuation just after four days on 31.01.2021. On 02.02.2021, an order was issued by the Superintendent of Police, Sundarban Police District to the effect that the applicant Subrata Samaddar, L.D.C. is being discharged from service from 31.01.2021 on attaining the age of 60 years on superannuation. This order also does not show where was the applicant posted.

Mr. Adhikari prays for accommodation.

In view of the above submission, let the matter appear under the heading "For Orders" on 18.12.2023.

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

SCN.

WEST BENGAL ADMINISTRATIVE TRIBUNAL