

**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 - 463 of 2024**

**Nirmal Roy - Vs - The State of West Bengal & Ors.**

Serial No. and  
Date of order

02  
20.05.2025

For the Applicant : Mr. S. Ghosh,  
Mrs. Subarna Das,  
Learned Advocates.

For the State : Mr. M.N. Roy,  
Respondents Learned Advocate.

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.

In this application the applicant has prayed for a direction to the respondent authorities to grant his pension and other pensionary benefits for having served 17 years under regular establishment as a Resham Karmee. Mr. Ghosh, learned counsel referring to the relevant paragraphs of the application has submitted that the applicant had remained missing on and from 01.06.2013 till 28.09.2022. After resurfacing, the applicant was examined by the Medical Officer, Rajganj Rural Hospital on 05.12.2022 which certified him as mentally and physically fit to join his duty. In the meantime the applicant superannuated after attaining 60 years on 31.08.2024 and submitted a representation before the Dy. Director of Sericulture, Jalpaiguri requesting him for release of his pension and other retiral benefits.

Submission of Mr. Ghosh is that his representation for

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regularising of the missing period and release of his pension and other pensionary benefits be considered.

Mr. Roy, learned counsel appearing on behalf of the state respondents does not oppose if such direction is given to the respondent authorities to consider his representation as per rules.

Having heard the submissions of the learned counsels and having examined the records in this application, the Commissioner of Textiles and Sericulture is directed to examine the entire matter including the representation and take a final decision relating to his regularisation of missing period and release of pension and other pensionary benefits if he is so entitled as per rules. Such consideration and decision be completed within a period of six months from the date of communication of this order.

Accordingly, the application is disposed of.

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

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