

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 481 of 2022

SANKAR BHOWMIK - Vs - The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	:	Mrs. Priya Sasmal, Learned Advocate
	For the State Respondents	:	Mr. Subit Kumar Mandal, Learned Advocate

10
19.06.2025

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 authorities to consider the prayer of the applicant for grant of the post retiral benefits.

The applicant, while working as Constable in West Bengal Police, having Brass No.C/1257, posted at DAP, Asansol Police Line, was implicated in a criminal case, being Raniganj Police Case No.2 of 1986 dated 02.08.1986 under 396 of Indian Penal Code and 25/27 of Arms Act. After being charge-sheeted, he was suspended from the service on and from 02.08.1986. After completion of the trial, the applicant was acquitted from those charges by the learned Additional District and Sessions Judge, Fast Track, First Court, Asansol on 11.12.2013. Thus acquitted, the applicant prayed for payment of all post-retiral service dues and benefits including pension by his letters dated 11.03.2019, 25.08.2019 and 24.11.2020. The date of birth of the applicant being 04.08.1956, he superannuated from his service on 31.08.2016.

Having heard the learned counsels and after examination of the records, the Tribunal finds that the applicant joined in his service on 08.07.1978 and had been suspended with effect from 02.08.1986 after rendering his service for 8 years and 25 days. Though his suspension was officially withdrawn on 09.04.2003, he neither joined his service nor claimed his allowances. As per existing Rules, since his period of service is less than 10 years, he is not entitled to get pension. Since

ORDER SHEET

Form No.

SANKAR BHOWMIK

Vs.

Case No. - OA 481 of 2022

THE STATE OF WEST BENGAL & ORS.

the application is devoid of any cogent and valid ground, the Tribunal does not interfere in the decision of the respondent authorities. Thus, the application is disposed of without passing any orders.

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

SCN.

WEST BENGAL ADMINISTRATIVE TRIBUNAL