

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-834 of 2019

Rita Gangopadhyay -- VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order <u>16</u> 08.08.2024	For the Applicant	: Mrs. S. Mitra, Ld. Advocate.
	For the State Respondent	: Mr. M.N. Roy, 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.

The applicant superannuated on 31.12.2016 as Assistant Inspector of Schools (SE). The pension proposal submitted before the office of the Principal Accountant General (A&E), West Bengal was returned back with the observation that she was enjoying a higher pay scale at ₹9,650/- as on 01.01.2005, whereas it should have been ₹9,375/- as on 10.03.2004. With this remark, the pension proposal was returned back to the District Inspector of Schools (SE), South 24-Parganas on 18.01.2018. Though reminders were sent but such suitable action in terms of the advice given by the Principal Accountant General (A&E), West Bengal was not completed. As a result, no pension has been sanctioned to the applicant since her retirement on 31.12.2016. Mr. Mitra, Ld. Departmental Representative relying on his report has elaborately explained the details of the observations pointed out earlier by his office to the District Inspector of Schools (SE), South 24-Parganas. Mrs. Mitra, learned counsel for the applicant has also heard. Mrs. Mitra prays for a direction to the respondent no. 4, the District Inspector of Schools (SE), South 24-Parganas.

Having heard the submissions of the learned counsels of both sides and on examination of records, it is clear to this Tribunal that the respondent no. 4, the District Inspector of Schools (SE), South 24-Parganas has not yet responded to the observations of the Principal Accountant General (A&E), West Bengal communicated to him by its memo. dated 18.01.2018.

After consideration of the facts and circumstances of this case, this application is disposed of by directing the respondent no. 4, the District Inspector of Schools (SE), South 24-Parganas to furnish the clarifications pertaining to the

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pension of the applicant before the office of the Principal Accountant General (A&E), West Bengal within a period of three (03) months from the date of communication of this order. Let a copy of this order along with copy of the observations of the Principal Accountant General (A&E), West Bengal dated 18.01.2018 in Annexure-I be communicated by the applicant to the respondent no. 4, the District Inspector of Schools (SE), South 24-Parganas.

Accordingly, this application is **disposed of**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS