

**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-882 of 2016**

Serial No. and Date of order	Dr. Syamal Kumar Pandey For the Applicant	:	<b>VERSUS</b> – The State of West Bengal & Ors.. Mrs. P. Chakraborty, Learned Advocate.
<u>20</u> 07.02.2023	For the State Respondents	:	Mr. S. Ghosh, 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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

In this matter, the prayer is for setting aside the impugned order of the respondent dated 14.03.2016 by which 75% of the admissible pension was deducted as punishment after the Departmental Proceedings were concluded. Learned counsel for the applicant submits that the punishment as per the Departmental Proceedings was unlawful and void of any legal support. Hence, the proceedings should be set aside.

Mr. Ghosh appearing on behalf of the respondent submits that the entire process of Departmental Proceedings was conducted strictly as per the law and by following the procedures. Mr. Ghosh also submits that further hearing of this matter may be placed before a Bench comprising two Members since various points of law are involved. This is also agreed by the learned Mrs. Chakraborty.

In view of the above submission, let the matter be placed before a Bench comprising two Members (One Judicial and Administrative) for Hearing on **24.08.2023**.

SAYEED AHMED BABA  
OFFICIATING CHAIRPERSON & MEMBER(A)

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