

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**The Hon'ble Mrs. Urmita Datta (Sen), Member(J)**

**Case No. – OA-95 of 2019**

**Swarupananda Roy VERSUS – The State of West Bengal & Ors.**

Serial No. and  
Date of order

For the Applicant : Mr. M.K. Ghosh  
Learned Advocate.

For the State : Mr. S.N. Roy  
Respondents Learned Advocate.

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21.04.2022

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 118-WBAT/1E-08/2003 (Pt.-II) dated 11<sup>th</sup> February, 2022 issued in exercise of the powers conferred under Section 6 (5) of the Administrative Tribunals Act, 1985.

On consent of both the parties, matter has been taken up. Reply has been filed. Copy served. Let it be kept with the record.

During the course of hearing, the counsel for the applicant has vehemently submitted that his client retired in the year 2013 but he has not been paid D.C.R.G. till date. Thereafter he had approached before this Tribunal and this Tribunal vide order dated 21.01.2016 passed in OA-1454 of 2013 directed the respondents to conclude the disciplinary proceedings within one month. However, till date no final decision has been communicated to him nor he has been paid the D.C.R.G.

However, counsel for the respondent has file one reply and has submitted that the disciplinary proceeding is still pending; therefore, DCRG has been withheld.

In view of the above, the respondents are directed to place the rule by which they can withheld the gratuity on the ground of disciplinary proceeding. Let the matter be listed on **13.05.2022** for further hearing.

URMITA DATTA (SEN)  
MEMBER (J)

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**ORDER SHEET**

Form No.

Buddhadeb Adharyu & Anr

Vs.

Case No. **OA-912 of 2017**

The State of West Bengal & Ors.

WEST BENGAL ADMINISTRATIVE TRIBUNAL