

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 144 of 2024**

AMITAVA BASU - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and Date of order	For the Applicant	: Mrs. Sunita Agarwal Advocate
<u>01</u> 15.04.2024	For the State Respondents	: Mr.Goutam Pathak Banerjee Advocate
	For the Principal Accountant General (A&E) West Bengal	: Mr.Biswanath Mitra (Departmental Representative)

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.

On consent of the learned counsels and the learned Departmental representative for the contesting parties, the case is taken up for consideration sitting singly.

The applicant has prayed for a direction to the respondent authorities to grant pensionary benefits as was granted to similarly circumstanced absorbee pensioners by Memo. 1606-FS dated 05.06.2017 in terms of this Tribunal's order dated 18.01.2022 in OA-860 of 2019.

The instant case has been filed basically praying for an extension of benefit of the order dated 16.08.2022, whereby certain employees were granted pensionary benefit as per the order of this Hon'ble Tribunal. As per the applicants, they are similarly circumstanced to the petitioners of the aforesaid order.

During the course of the hearing, the counsel for the applicant has submitted that it would suffice the purpose, if the concerned authority

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would be directed to consider the representation dated 30.11.2023.

Having heard the submissions of the learned counsels, the respondent No.1, the Secretary, Food and Supplies Department is directed to consider the representation as per rules and entitlement of the applicant within a reasonable period of time.

It is however, made clear that I have not gone into the merits of the matter and all points are kept open for the respondent authority to interpret. Accordingly, the application is disposed of.

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

BLR