

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Administrative Member.

Case No. –OA-149 of 2022

Dr. (Mrs.) Tanushree Patra. - Versus - The State of West Bengal & Others.

Serial No. and Date of order	For the Applicant	: Mr. G. P. Banerjee, Advocate.
<u>3</u> 11.04.2022.	For the State Respondents	: Mr. S. Bhattacharyya, Advocate.
	For the Principal Accountant General (A&E), West Bengal.	: Mr. B. Mitra, Departmental Representative.

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 11th February, 2022 issued in exercise of the powers conferred under section 6 (5) of the Administrative Tribunals Act, 1985.

Since despite service of notice none appears on behalf of the State respondents, Mr. S. Bhattacharyya, learned advocate, who normally appears on behalf of the State respondents, is requested to appear in this matter. Let a copy of the application be served on him which is served and accepted. The Legal Remembrancer, West Bengal is directed to regularise the appointment of Mr. Bhattacharyya.

Dr. (Mrs.) Tanushree Patra working as a “Medical Officer” under the Department of Health and Family Welfare, Government of West Bengal in her application has prayed for “.....*release the regular pension as well as to disburse all pensionary benefits viz. Gratuity, Provident Fund etc., in favour of the applicant who retired from service on superannuation on 31.07.2018 after regularizing the period of her absence on leave in accordance with the leave rules and to command them to act strictly in accordance with law;*”. Both the learned

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advocates agree and submit that Dr. (Mrs.) Tanushree Patra was absent from her duty for a long period of time, that is, on and from 12.08.1994 to 31.07.2018. Although, she retired on 31.07.2018 but none of her retiral benefits have been processed and given to her.

Having heard the learned advocates for the parties and considering the facts and circumstances of the case, the application is disposed of by directing the Director, Department of Health and Family Welfare, Government of West Bengal – the respondent no. 2 to dispose of the representation dated 27.07.2019 by passing a reasoned order to be communicated to the parties within 15 weeks from the date of presentation of a copy of the this order downloaded from the website of the Tribunal. I make it clear that I have not gone into the merits of the matter and all facts are left open to be dealt with by the Director according to law.

(SAYEED AHMED BABA)
MEMBER(A)

S.M.