

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. – OA 173 OF 2021

BIKASH CHANDRA NAYAK - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	:	Mr. Goutam Pathak Banrjee Mr. Jayanta De Mr. K. C. Sahoo Advocates
<u>05</u> 12.08.2022			
	For the State respondents	:	Ms. Ruma Sarkar Mr. Sourav Deb Ray (Departmental Representatives)
	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. 496-WBAT/1E-08/2003 (Pt.-II) dated 4th August, 2022 issued in exercise of the powers conferred under section 6 (5) of the Administrative Tribunals Act, 1985.

In the application, Bikash Chandra Nayak, who had superannuated on 31st December, 2019 as Bhumi Sahayak under the department of Land and Land Reforms Department, Government of West Bengal, has prayed for certain reliefs, the relevant portion of which is as under:

“ (i) Directing the respondent authorities concerned, to forthwith to grant 25 years service benefit in favour of applicant from the year 2017.

(ii) An order do issue directing the respondent authorities concerned, each one of them, to forthwith granting 25 years service benefit and refix the salary of the applicant and other benefits therein within time as would be fixed by the Learned Tribunal.

ORDER SHEET

Form No.

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THE STATE OF WEST BENGAL & ORS.

(iii) An order do issue directing the respondent authorities concerned to forthwith to release all 25 years service benefits and other consequential benefits with interest at rate of 20% per annum.”

It is submitted by Mr.G.P.Banerjee, learned advocate appearing on behalf of the applicant that since the respondents have not granted service benefits of 25 years and consequential dues arising therefrom, the respondents may be directed to consider the representation dated 30th December, 2020 appearing at page 42 of the application.

Ms.R.Sarkar, the departmental representative for the Land and Land Reforms department submits, if directed, the respondent authorities will consider the matter in accordance with law.

Having heard the parties and considering the facts and circumstances of the case, the application is disposed of by granting liberty to the applicant to file representation afresh ventilating his grievances before the District land and Land Reforms Officer, Purba Medinipur, the respondent no. 3 within four weeks from the date of obtaining a copy of this order downloaded from the website of the Tribunal. If representation is filed within the time as stipulated, the said respondent shall dispose of the same by passing a reasoned order to be communicated to the parties within fifteen weeks after giving an opportunity of hearing and after verifying the records.

BLR

(SOUMITRA PAL)
CHAIRMAN