

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-174 of 2023

Serial No. and Date of order : Dr. Sujit Kumar Sarkar For the Applicant : Mr. M.N. Roy,
Mr. G. Halder,
Learned Advocates.

02
19.05.2023

For the State Respondents : Mr. S. Ghosh,
Learned Advocate.

For the Pr. A.G.W.B. : Mr. B. Mitra.

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 for the contesting parties, the case is taken up sitting singly.

Affidavit of service filed be kept with the record.

The prayer in this application is for a direction to the respondent authority to release his arrear pension, regular pension and other such pensionary benefits. Submission of Mr. Roy, learned advocate for the applicant is that although, the applicant had submitted an application for voluntary retirement on 01.08.2016, however, after attaining the age of 65 years he superannuated though the respondent did not allowing him voluntary retirement.

Submission of Mr. Roy is that since the applicant had worked till 31.10.2016, he deserves to be paid his regular pension along with arrear pension and other retiral benefits. In this regard the applicant had submitted a representation before the respondent authority on 17.11.2022, in which he had requested for release of his pension and other pensionary benefits. Since then no action has been taken by the respondent against his prayer in the application.

Mr. Ghosh, learned counsel appearing on behalf of the

respondent authority submits that since after the date of submission of his notice for voluntary retirement, the applicant had not performed his duties, therefore, at the very outset this period of absence has to be regularised and then the process of pension begin.

After hearing the submissions of the learned counsels, Respondent No. 3, Director of Health Services is directed to initiate the process of regularisation of leave period from 01.11.2016 till attaining the age of 65 years on 28.02.2021 and thereafter process his pension papers for submission to the office of the Principal Accountant General (A & E), W. B. The entire exercise may be concluded within a period of twelve weeks from the date of communication of this order.

Accordingly, the matter is disposed of.

SAYEED AHMED BABA
OFFICIATING CHAIRPERSON & MEMBER(A)

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