

ORDER SHEET

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 189 of 2023

Paresh Chandra Bera -- **VERSUS – The State of West Bengal & Ors.**

Serial No. and
Date of order

For the Applicant : Mr. M.N. Roy,
Mr. G. Halder,
Ld. Advocates.

06
31.01.2024

For the State Respondent : Mr. R.K. Mondal,
Ld. Advocate.

For the Pr. A.G.(A&E), : Mr. B. Mitra,
W.B. 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 for the contesting parties, the case is taken up for consideration sitting singly.

Mr. M.N. Roy, learned counsel for the applicant by filing a copy of the order of the Hon'ble High Court submits that the W.P.S.T. No. 179 of 2023 has been dismissed. Therefore, the matter can be heard by this Tribunal relating to the prayers of this application.

The prayer in this application is for a direction to the respondent authorities to sanction regular pension along with arrears and other retiral benefits. The applicant had retired from service on 31.05.2020. Submission of Mr. Roy is that in view of the order passed by the Hon'ble High Court upholding the earlier order of the Tribunal in OA 875 of 2021, the respondents are duty bound to sanction his pension and release all his retiral benefits.

Responding to the submission of Mr. Roy above, Mr. R.K. Mondal, learned counsel for the respondents agrees that after the dismissal of the writ petition, the applicant is eligible to receive his pension and other retiral benefits.

In view of the above submissions, this application is disposed of by directing the respondent no. 3, the Director of Agriculture & Ex-Officio Secretary that in the light of the direction of the Hon'ble High Court's order dismissing W.P.S.T No. 179 of 2023, let the pension with arrears along with

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other retirement benefits be sanctioned in favour of the applicant within a period of 3 (three) months from the date of communication of this order.

Accordingly, the application is **disposed of**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

H.S