

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. - OA 195 OF 2022

RATHINDRANATH KAR - VERSUS - THE STATE OF WEST BENGAL & ORS.

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|------------------------------------|---------------------------|---|---------------------------------|
| Serial No. and Date of order | For the Applicants | : | Ms. Saachi Agarwal, Advocate |
| <u>3</u> 02.08.2022 | For the State Respondents | : | Mr. Sankha Ghosh, Advocate |

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.

In this application, Mr. Rathindranath Kar, the applicant has prayed for certain reliefs, the relevant portion of which is as under:

- “a) An order do issue directing the appropriate authority to allow the applicant benefits provided in there voluntary retirement scheme with effect from the date of his application for VRS on 26.06.2013.*
- b) An order do issue directing the appropriate authority to allow him to join in his respective service with all consequential benefits.”*

It appears that the applicant joined the service as Sub-Assistant Engineer (Civil) under Binpur – II Block, Jhargram, Medinipur on 19th May, 1997 under the Assistant Engineer of Rural Water Supply. It appears that the applicant became seriously ill and had applied for voluntary retirement on 26th November, 2012.

It is submitted by Ms. Saachi Agarwal, learned advocate for the applicant that since it is evident from the memo dated 30th June, 2020, being annexure ‘G’

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to the original application that the application for voluntary retirement is pending, appropriate order may be passed directing the respondents to consider the same.

Mr. Sankha Ghosh, learned advocate for the State respondents submits if directed, the respondent authorities will consider the matter in accordance with law.

SCN.

Having heard the learned advocates for the parties and as prayed for on behalf of the applicant, the original application is disposed of by directing the Additional Chief Secretary, Public Health Engineering Department, Government of West Bengal, the respondent no.1, to dispose of the application for voluntary retirement submitted on 26th November, 2012 by the applicant by passing a reasoned order to be communicated to the parties within fifteen weeks from the date of presentation of a copy of this order downloaded from the website of the Tribunal after giving an opportunity of hearing and after verifying the records.

(SOUMITRA PAL)
CHAIRMAN