

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson and Administrative Member

Case No. - OA 199 OF 2024

ASHOKE KUMAR BANERJEE - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	:	Mr. Jayanta Dey, Advocate
	For the State Respondents	:	Ms. Ruma Sarkar, Mr. S. Deb Roy, Mr. R. Bag, Departmental Representatives
<u>2</u> 11.09.2024	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.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.

Let affidavit of service filed be kept on record.

The prayer in this application is for a direction to the respondent No.3, Additional District Magistrate and District Land and Land Reforms Officer, Hooghly to settle and disburse the retiral benefits in favour of the applicant. Submission of Mr. Dey, learned counsel is that though in O.A 620 of 2023 this Tribunal had specifically directed the respondent to take a final decision relating to the terminal benefits of the applicant, but till date, such decision has not been taken. The applicant, Ashoke Kumar Banerjee former Bhumi Sahayak was a dismissed employee. Ms. Sarkar, learned Departmental Representative responding to the prayer in this application presents copy of memo 6211 dated 22.11.2023 and submits that as per direction of this Tribunal in the earlier application, the respondent authority has already taken a decision and communicated the same to the learned counsel of the applicant. In the copy presented it is evident that the respondent No.3, the ADM&DL&LRO has conveyed to the learned counsel that the applicant, being a dismissed employee, is not entitled to any retiral benefits like pension, gratuity, leave salary, etc. However, the benefits which he was entitled to like GISS and GPF have already been disbursed to him by the SDL&LRO,

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Hooghly. A copy of this memo has been served upon Mr. Dey.

In view of the submissions and the fact presented through this correspondence No.6211 dated 22.11.2023, the Tribunal comes to the conclusion that the prayer in this application has already been fulfilled and this application has become infructuous. Thus, the application is disposed of.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON
and MEMBER (A)

SCN.

WEST BENGAL ADMINISTRATIVE TRIBUNAL