

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

Mr. Sayeed Ahmed Baba, Officiating Chairperson and Hon'ble Member (A).

Case No. – OA 23 of 2023.

BHARATI CHOWDHURY – VERSUS- THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

2
16.3.2023

For the Applicant : Mr. K. Bhattacharyya,
Mr. A.K. Halder,
Mrs. M. De,
Advocates.

For the State respondents : Mr. S.N. Ray,
Advocate.

For the Principal Accountant General (A & E) W.B. : 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.

On consent of the learned counsel for the contesting parties, the case is taken up for consideration sitting singly.

The prayer in this application is for regularisation of the applicant's leave and sanction of her pension and other retiral dues. The applicant submitted a letter of notice of voluntary retirement before the Director of Public Instruction (DPI) on 11th January, 2000. In the same letter she had also requested for regularisation of leave totalling 1519 days. It also appears from a communication dated 19.7.2017 from the Principal, Bethune College addressed to the Director of Public Instruction that the service book of the applicant which was sent to the DPI Office has not been returned back.

Mr. S.N. Ray, learned counsel appearing on behalf of the State respondents submits that if a direction is given by the Tribunal, the process of regularisation of her leave, reconstruction of her service book and sanction of her

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pension and other dues of such issues will be accomplished on priority.

After hearing the submissions and considering the fact that that applicant is an old lady and in need of her financial dues, the respondent no. 2 – Director of Public Instruction, Department of Higher Education is directed to initiate and complete the entire process of the applicant's sanction of pension with retiral dues by way of regularisation of her leave, reconstruction of her service book, disposal of her application for VRS which was submitted on 11th January, 2000 within a period of three months from the communication of this order.

The applicant is also directed to cooperate with the respondent and supply all relevant documents, if needed by the office of the Director of Public Instruction. Similarly, the Principal, Bethune College is also directed to assist the DPI in completing the above objectives by the due date.

Let the respondent no. 2 – the DPI submit a status report on the completion of the above tasks regarding the applicant's matter before this Tribunal on the next date.

Liberty is also given to the applicant to furnish a prayer before the respondent no. 2 and 3 regarding sanction of provisional pension in her favour. The respondents will consider the prayer of the applicant and, if admissible at this stage shall pass a suitable orders for getting the provisional pension.

Let the matter appear on 22nd June, 2023 for filing of status report by the DPI.

(SAYEED AHMED BABA)
Officiating Chairperson and Member (A).

Skg.