

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 23 of 2023

Bharati Chowdhury. - Versus - The State of West Bengal & Others.

Serial No. and
Date of order

04
03.08.2023.

For the Applicant : Mr. K. Bhattacharyya,
Mr. A. K. Halder,
Mr. S. Sarkar,
Advocates.

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

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.

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

A copy of correspondence has been presented by Mr. B. Mitra, learned Departmental Representative on behalf of the Principal Accountant General (A&E), West Bengal. It appears to be a correspondence dated 25.07.2023 from Principal Accountant General (A&E), West Bengal addressed to the Principal, Bethune College in which the Principal of the college has been impressed about the urgency of the pension matter in view of the directions of the Tribunal.

Appearing on behalf of the State respondents, Mr. S. N. Ray, learned counsel informs that the respondent authorities are processing the matter by regularising the leave period and service of the applicant. Once this is over, her pension papers will be processed and submitted before the Principal Accountant General (A&E), West Bengal.

Appearing on behalf of the applicant, Mr. K. Bhattacharyya, learned counsel submits that since it may take a long time to complete the process of regularising the leave and service, let a direction be given

ORDER SHEET

Form No.

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to the respondent to provide at least the provisional pension immediately to the applicant.

After hearing the submissions above, a direction is given to the Director of Public Instruction (DPI) and Principal, Bethune College to complete the process of regularising the leave period and service of the applicant within three (03) months from the date of communication of this order. After completion of the regularisation of leave period and service in the next three (03) months, the pension paper be submitted before the Office of the Principal Accountant General (A&E) within one (01) month thereof.

Since the entire process of regularisation of leave and service and sanctioning of pension may take some time, in the meantime, let the Provisional Pension be provided to the applicant and an order to this effect be issued by the respondent authority within one (01) month from the date of communication of this order.

Let the matter appear under the heading "For Orders" on 11.01.2024.

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

HS/SM