

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**The Hon'ble Mrs. Urmita Datta (Sen), Member (J),**

**Case No. OA – 267 of 2019**

**Amal Kumar Paul & Others - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and Date of order <u>17</u> 28.07.2022	For the Applicants	: Mrs. S. Agarwal, Advocate
	For the State Respondents	: Mr. G.P. Banerjee, Advocate
	For the Pr. A.G. (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. 354 – WBAT / 2J-15/2016 dated 18<sup>th</sup> May, 2022 issued in exercise of the powers conferred under Section 6(5) of the Administrative Tribunals Act, 1985.

The instant case has been filed basically praying for an extension of benefit of the order dated 05.06.2017, whereby certain employees were granted pensionary benefit as per the order of this Hon'ble Tribunal. As per the applicants, they are similarly circumstanced to the petitioners of the aforesaid order.

The counsel for the respondent has submitted that the application is premature since the applicants did not approach the authority by making any representation before them. During the course of the hearing, the counsel for the applicants has submitted that it would suffice their purpose, if the concerned authority would be directed to treat this OA as their representation and take decision within the stipulated period of time. The counsel for the respondents has no objection for such consideration.

In view of the above, the respondent no. 2 i.e. Secretary, Department of Food & Supplies, Government of West Bengal is directed to treat this OA as

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representation of the applicants and take decision with regard to the entitlement of the applicants as prayed for after verifying their entitlement and to communicate the same by way of a reasoned and speaking order within a period of 12 (twelve) weeks from the date of receipt of the order. However, we have made it clear that we have not observed anything with regard to the merit of the case.

The Original Application is, thus, disposed of.

URMITA DATTA (SEN)  
MEMBER (J)

A.K.P.