

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Administrative Member.

Case No. –OA 280 of 2021

Sri Probhas Chandra Mondal. - Versus - The State of West Bengal & Others.

Serial No. and Date of order	For the Applicant	: Mr. C. Misra, Advocate.
<u>04</u> 21.09.2022.	For the State Respondents	: Mr. G. P. Banerjee, Mrs. S. Agarwal, Advocates.

In this application, the prayer is for a direction to the respondent to consider his service with effect from 06.02.2007. It appears that on 06.02.2007 an order was issued appointing a total of 33 candidates, including this applicant on compassionate ground as Group-'D'. However, the applicant was not allowed to join due to his involvement in a criminal case, communicated to him by the respondent on 12.05.2008.

Learned counsel for the applicant submits that the learned Court of Judicial Magistrate, 4th Court, Krishnagar, Nadia in his order dated 30.05.2012 acquitted the applicant from all the charges. Thereafter, being acquitted, he was allowed to join in the post of Group-'D' in the office of the Joint Director of Textiles (Sericulture), East Zone, Kolkata, on 11.02.2015. Submission is since his superannuation is in the year 2023, he will not able to complete ten years of qualifying service, this making him ineligible for pension.

In this regard, the learned counsel for the applicant prays for liberty to submit a representation before the respondent ventilating his request for counting of his service from 06.02.2007 instead of 11.02.2015.

After hearing both the learned advocates, the matter is disposed of by directing the respondent no. 2 – The Commissioner, Textiles (Sericulture), Ganesh Chandra Avenue, Kolkata, Government of West Bengal to dispose of the representation by the applicant, if submitted, within a period of twelve weeks from the date of submission of such representation by the applicant as per law. The same shall be communicated to the applicant within a week thereof.

Accordingly, the case is disposed of.

S.M.

(SAYEED AHMED BABA)
MEMBER(A)

