

**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 330 of 2021**

**Satish Chandra Mahato - Vs - The State of West Bengal & Ors.**

Serial No. and  
Date of order

09  
13.12.2023

For the Applicant : Mr. S. Mitra,  
Mrs. S. Agarwal,  
Learned Advocates.

For the State Respondents : Ms. R. Sarkar,  
Mr. S. Deb Roy,  
Learned Departmental Representatives.

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.

On the question of release of Interim Allowance, Ms. Sarkar submits that since this will require approval of Accountant General (A & E), W.B., the proposal will be submitted by the end of next month. So far as pension is concerned, submission of Ms. Sarkar is that since the applicant is involved in a criminal case, therefore, he is not eligible for this benefit.

Mrs. Agarwal disagreeing with the submission of the Departmental Representatives submits that the applicant is eligible for Gratuity under Rule 14 of D.C.R.B. Rules, 1971. Such submission is also relied on an order passed by Hon'ble High Court, Calcutta in 2014 (CHN) CAL 702.

Let the matter appear under the heading For Orders on **12.03.2024.**

**(SAYEED AHMED BABA)**  
**OFFICIATING CHAIRPERSON AND MEMBER (A)**

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