

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

The Hon'ble Sayeed Ahmed Baba, Administrative Member

Case No. – OA 338 of 2021

BASUDEV CHAKRABORTY - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

03
27.09.2021

For the Applicant

: Mr.G.P.Banerjee
Mr.L.Bhattacharya
Advocate

For the State respondents

: Mr.S.N.Ray
Advocate

For the Accountant General
(A&E) West Bengal

: Mr.B.Mitra
(Departmental Representative)

Since despite service of notice none appears on behalf of the respondent nos. 1 to 4, Mr.S.N.Ray, learned advocate, who normally appears on behalf of the State authorities, is requested to appear in this matter. Let a copy of the application be served by Mr.G.P.Banerjee, learned advocate for the applicant to Mr.Ray, which is served and accepted. The Legal Remembrancer, West Bengal, is directed to regularise the appointment of Mr.Ray.

In this application, Basudev Chakraborty, the applicant, who was appointed as temporary Peon in the department of Health and Family Welfare on 26th August, 1980, confirmed on 26th August, 1983, promoted to the post of Peon Grade-I and subsequently promoted to the post of Upper Division Assistant in the Agricultural Department and had superannuated on 30th June, 2020 as Section Officer in the Finance Department, Audit Branch, has prayed for certain reliefs, the relevant portion of which is as under:

“1) Direct the respondents authorities immediate release and / or disburse the retirement benefit of the applicant who retired from service on 30.06.2020.

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2) Direct the respondents authorities to take steps for release and / or disburse the retiral benefit of the applicant on the basis of the demand of Justice being Annexure P-3 of the applicant.”

It is submitted by Mr.G.P.Banerjee, learned advocate for the applicant since the applicant after completion of formalities has applied for grant of pension and superannuation benefits, appropriate order may be passed.

Mr.Ray, submits, if directed, the respondent authorities will take steps for grant of pension and other superannuated benefits in accordance with law.

Mr.B.Mitra, the Departmental representative appearing for the Accountant General (A&E) West Bengal, the respondent no.5, submits that no documents or papers have been forwarded by the relevant department regarding sanction of pension and pensionary benefits in favour of the applicant.

Having heard the learned advocates for the parties, since it is submitted that the applicant has complied with all the formalities regarding release of pension and grant of superannuation benefits, the application is disposed of by directing the Principal Secretary, Finance department, Government of West Bengal, the respondent no. 2 to process and forward the pension papers of the applicant to the Accountant General (A&E) West Bengal, the respondent no.5 within four months from the date of presentation of a copy of this order downloaded from the website of the Tribunal. In the event it is found that formalities are yet to be complied with by the applicant, the said respondent shall intimate the applicant regarding the same within a fortnight from the date of presentation of a copy of this order. In that event, the applicant shall comply with all the formalities within a fortnight and thereafter the said respondent no.

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2 shall complete the process for grant of pension and other superannuation benefits to the applicant within four months and shall send it to the Accountant General (A&E) West Bengal, the respondent no. 5. The respondent no.5 after verifying the documents and papers shall sanction for grant of pension and superannuation benefits to the applicant within two months.

(SAYEED AHMED BABA)
MEMBER(A)

(SOUMITRA PAL)
CHAIRMAN

BLR