

ORDER SHEET

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

**Case No. – OA 374 of 2023**

**Dr. Jayanta Kumar Roy -- VERSUS – The State of West Bengal & Ors.**

Serial No. and Date of order	For the Applicant	: Mr. A. Hati, Ld. Advocate.
	For the State respondent	: Mr. S. Ghosh, Ld. Advocate.
<u>03</u> 20.02.2024		

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 23<sup>rd</sup> 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.

Supplementary affidavit filed on behalf the applicant today be kept on record.

The prayer in the original application is for setting aside the impugned order dated 23.12.2019 which had regretted sanction of pension to the applicant on the ground that he had resigned from service. The prayer in the supplementary affidavit is for setting aside the impugned reference dated 26.05.2023. This is a communication from the Director of Medical Education to the applicant in which Rule 33(2) of W.B.S. (D.C.R.B.) Rules, 1971 has been cited as the reason for the applicant not being considered for pension.

The matter is admitted.

Let the matter appear under the heading “**Hearing**” on **03.12.2024**.

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**

CSM/SS