

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 426 of 2019**

**Kush Kumar Paul -- VERSUS – The State of West Bengal & Ors.**

Serial No. and  
Date of order

For the Applicant : Mr. S. Mondal,  
Ld. Advocate.

For the State Respondent : Mr. S. Ghosh,  
Ld. Advocate.

15  
20.02.2024

For the Pr.AG (A&E), WB : Mr. B. Mitra,  
Ld. Depttl. Rep.

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.

On the last date of hearing, it was recorded that none had appeared on behalf of the applicant on previous six (06) dates of hearing. After being given the last chance, Mr. Mondal, learned counsel has appeared today on behalf of the applicant.

The prayer in this application is for directing the respondents to disburse all retiral benefits to the applicant. It appears that retiral benefits to the applicant have not been granted due to ongoing disciplinary proceedings against him. The applicant has filed OA 196 of 2018, OA 197 of 2018 - in this Tribunal praying for setting aside the disciplinary proceedings against him. It is the observation of this Tribunal that since disciplinary proceedings are being conducted against the applicant and the applicant has also filed other applications in this Tribunal relating to such disciplinary proceedings, the prayer for release of his retiral benefits cannot be adjudicated till the other two applications are disposed of.

Therefore, this application is **disposed of** without passing any order.

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

CSM/SS