

ORDER SHEET

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member(J).

**Case No. - OA 508 of 2014**

**Abdul Momin Mondal VERSUS – The State of West Bengal & Ors.**

Serial No. and  
Date of order

13  
27.01.2021

For the Applicant : Mrs. S. Mitra,  
Learned Advocate.  
For the State Respondent : Mr. A. De,  
Mrs. R. Sarkar,  
Learned Advocates.

The matter is taken up by the Single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24<sup>th</sup> December, 2020, issued in exercise of the powers conferred under sub section (6) of Section 5 of the Administrative Tribunals Act, 1985.

Heard the parties. During the course of the hearing the departmental representative has submitted that though under the clause 4 of the Memo dated 27.04.1995, the applicant being Bhumi Sahayak may be considered for counting of past service for the purpose of getting pension. However as per clause 4 (b) of the said Memo, he has to refund back the contributory provident fund amount along with interest to the government.

However, the counsel for the applicant, on instruction, has submitted that the applicant did not received any contributory provident fund amount.

On the query made by this Court, the respondents have prayed for some time to take instruction whether and when such contributory provident fund has been paid to the applicant. Prayer is allowed. The respondents are directed to place the Service Book of the applicant along with the details of the payment of contributory provident fund amount by the next date as well as any other documents or service record for the period from 1975 to 1984. Let the matter be adjourned to **24.03.2021** under the heading '**Hearing**'.

Csm

Mrs. URMITA DATTA (SEN)  
MEMBER (J)