

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 522 OF 2023

DR. ALOK KUMAR KHAN - Vs - THE STATE OF WEST BENGAL & OTHERS.

Serial No. and
Date of order

02
05.12.2023

For the Applicants : Mr. Khairul Alam
Mr.A.Majumder
Advocates

For the State Respondents : Mr. Goutam Pathak Banerjee
Advocate

For the Public Service : Mr.Sourav Bhattacharjee
Commission, West Bengal Advocate

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.

The applicant has prayed for release of his regular pension along with 50% of arrears withheld from the month of August, 2006. Submission of Mr.K.Alam, learned counsel for the applicant is that by an order of the High Court the entire Disciplinary Proceedings have been quashed and set aside including the final order.

Appearing on behalf of the respondent authority, Mr.G.P.Banerjee, learned counsel files a copy of order of Director of Medical Education dated 11.10.2023 by which a direction has been given to the Principal, Medical College & Hospital, Kolkata, to take necessary steps for sanctioning the pensionary benefits of the applicant. Submission is that since the concerned respondent has already been directed by the Director of Medical Education, the applicant's regular

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pension with arrears in full will be released at the earliest.

Having heard the submissions of the learned counsels, the matter is disposed of by directing the respondent No. 5, the Principal, Medical College & Hospital, 88, College Street, Kolkata to process the pensionary benefits along with arrears of the applicant in terms of the advise of the Director of Medical Education communicated to him vide Memo. No. 2683/1(5) dated 11.10.2023 within four months from the date of communication of this order.

Accordingly, the application is disposed of.

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

BLR