

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 559 OF 2024

DR. PRALAY KUMAR BHATTACHARYYA - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. For the Applicant : Mr. G.P. Banerjee,
and Advocate
Date of For the State Respondents : Mr. Sankha Ghosh,
order Advocate

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21.11.2024

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 23rd November, 2022 issued in exercise of the powers conferred under section 5(6) of the Administrative Tribunals Act, 1985.

Let affidavit of service filed be kept on record.

The prayer in this application is for a direction to the respondent authorities to disburse pensionary benefits viz. Gratuity, General Provident Fund, Leave Salary and Group Insurance Scheme and other admissible entitlements of the applicant along with regular pension. The applicant, a Medical Officer (Radiology) at Lalbag Sub-Divisional Hospital, Murshidabad, had submitted his prayer for voluntary retirement on 12.01.2009 in terms of Rule 75 (aaa) of the West Bengal Service Rules, Part-I. The applicant crossed his normal retirement age of superannuation on 31.03.2023.

Mr. Ghosh, learned counsel submitted that if a direction is passed, the same will be considered as per Rules.

Having heard the learned counsels and perusing the materials available on record, the application is disposed of by directing the respondent No.2, the Director of Health Services, to consider the representation dated 16.09.2024 of the applicant after examination of the records and by taking a final decision, pass a reasoned order as per Rules and circulars of the government within three months from the date of communication of this order. If it is found that the applicant is entitled to such benefits, the same may be provided to him.

SCN.

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