

**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 63 OF 2025**

**SUDARSHAN BRAHMACHARI - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. For the Applicant : Mr. Sankha Ghosh,  
and Mr. Gaurav Haldar,  
Date of Mrs. Subarna Das,  
order Learned Advocates

3 For the State Respondents : Mr. Gautam Pathak Banerjee,  
22.05.2025 Learned Advocate

For the Principal Accountant General : Mr. Biswanath Mitra,  
(A&E), West Bengal Departmental Representative

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.

The prayer in this application is for a direction to the respondent authorities to allow the applicant to draw provisional pension as per Rule 10 (2) of the West Bengal Services (Death-cum-Retirement Benefit) Rules, 1971 till disposal of the pending departmental proceeding.

While working as District Registrar, Uttar Dinajpur under the Directorate of Registration and Stamp Revenue, the applicant was charge-sheeted under order No.1469-F.T. dated 05.10.2018. The final order has been passed on 08.02.2024 imposing punishment of penalty of 40% pension cut for a period of 10 years. Learned counsel for the applicant submitted that the respondent authority may be directed to grant the prayer for provisional pension by considering the representation dated 02.06.2023 of the applicant.

Having heard the learned counsels and examining the records, the Tribunal disposes of this application by directing the respondent No.3(iii), the Inspector General of Registration & Commissioner of Stamp Revenue, Kolkata to dispose of the prayer of the applicant by allowing him to draw provisional pension as per Rule 10 (2) of the West Bengal Services (Death-cum-Retirement Benefit) Rules, 1971. It should be completed within a period of three months from the date of communication of this order.

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

SCN.