

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA 697 of 2019

Soumen Banerjee -- VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

14
29.08.2022

For the Applicant : Mr. S.N. Ray,
Mrs. S. Das,
Learned Advocates.
For the State Respondent : Mr. S. Bhattacharjee,
Learned Advocate.

For the Pr.AG (A&E), : Mr. B. Mitra,
WB Departmental Representative.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 536-WBAT/2J-15/2016 dated 26th August, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

Heard the parties. During the course of the hearing, the counsel for the respondent has submitted that as per the order of the Hon'ble High Court passed in C.O. No. (W) of 1993 dated 07.10.1993. The pay of the father of the applicant was refixed vide DOB (District Order) No. 478 dated 25.11.1994 and DOB (District Order) No. 187 dated 27.6.1994 (Annexure-R to the reply). However, at the time of final calculation for retiral benefits, the office of the AG, WB vide their Memo. dated 28.02.2018 had made some objection. Therefore, an amount of Rs.3,41,183/- has been found excess in payment. Thereafter, the said amount has been deducted from the retiral benefits of the concerned employee.

In view of the above, the parties are directed to bring the order of the Hon'ble High Court by the next date.

Let the matter be listed under the heading "**To Be Mentioned**" on **14.09.2022**.

URMITA DATTA (SEN)
Officiating Chairperson & Member (J)

CSM/SS