

ORDER SHEET
WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. – OA 780 of 2022

Saktipada Giri -- VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant : Mr. Sourav Bhattacharjee,
Ld. Advocate.
For the State Respondents : Mr. A.K. Das Sinha,
Ld. Advocate.

11
13.08.2025

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.

The applicant has prayed for a direction to the respondent authorities to release him his retiral benefits including pension for his service since 14.10.1998 till 04.11.2002 as Group-D staff. According to the applicant, he was suffering from a disease called “Hemiplegia”, a form of paralysis since 05.11.2002 till 19.12.2020. Due to such illness, he was not in a position to attend his duties. He had filed representations before the respondent authorities praying for pension. In support of his contention that he was suffering from serious ailments, Mr. Bhattacharjee, learned counsel draws attention to a copy of prescription signed by one Dr. A.K. Samanta, H.M.O. Bibhisonpur G.P., Purba Medinipur. The Doctor in his prescription defines the illness of the applicant as Hemiplegia and under his treatment from 05.11.2002 to 19.12.2020.

Mr. Das Sinha, learned counsel relying on the reply filed by the State respondents is clear that the applicant has presented a false prescription of himself being ill. He is doubtful whether the medical certificate certified by the Homoeopathy Doctor for a treatment of a serious illness called Hemiplegia is worthy of any examination. Mr. Das Sinha also points out that the applicant was issued a show cause notice by the Executive Engineer on 08.01.2003. The applicant neither replied to such show cause notice nor attended his duties. Mr. Bhattacharjee, however, insists

Form No.

Case No. **OA-780 of 2022**

Vs.

The State of West Bengal & Ors.

that the applicant was not in healthy condition to attend the office and wishes to file proper medical documents in support of his applicant's contention.

Having heard the submissions of the learned counsels and after examining the records, this application is disposed of by directing the respondent no. 3, the Executive Engineer, Midnapur Division, PW (Social Sector) Directorate, Paschim Medinipur to dispose of the same by taking a decision considering the facts of this case as per rules within a period of three (03) months from the date of communication of this order and a copy of such decision be communicated to the applicant within two (02) weeks thereof.

Accordingly, this application is **disposed of**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

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