

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble SAYEED AHMED BABA, Member (A)

Case No. – OA-806 of 2021

Neyoti Man & Ors. VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	:	Mr. P. Chatterjee, Learned Advocate.
<u>03</u> 07.07.2022	For the State Respondent		Mr. S.N. Roy, Learned Advocate..

In this application, the applicant has prayed for directing the respondents for condoning the delay of 4 months and 16 days to make for qualifying service for pension. The applicant retired as a constable from W.B.P. on 31.08.2016 after attaining the age of 60 years. However, due to his non completion of ten years of regular service with a shortfall of 4 months and 16 days, he is not qualified for pension. Therefore, the applicant prays for suitable direction to the respondents be given for condonation of shortfall of 4 months and 16 days under Rule 36 of D.C.R.B. Rules, 1971.

Learned counsel for the applicant submits that a fresh application will be submitted by the legal heirs of the deceased employee to the respondents with regard to condonation for family pension.

Mr. Roy submits that if such a prayer is made before the authority and if the Tribunal is pleased to direct, the respondents will dispose of the same expeditiously in accordance with law.

After hearing both the learned advocates and considering the facts and circumstance of the case, let the applicants submit a fresh representation before the authority for condonation of shortfall and family pension within four weeks from the date of

this order and the Respondent No. 3, Superintendent of Police, Paschim Midnapore is directed to dispose of the same within a period of twelve weeks from the date of this order with an intimation to the applicant within two weeks from the date of issue of such order.

Accordingly, this OA is disposed of.

SAYEED AHMED BABA
MEMBER (A)

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