

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

Mr. Sayeed Ahmed Baba, Officiating Chairperson and Hon'ble Member (A).

Case No. – OA 813 of 2018.

ASIS BHATTACHARJEE - VERSUS- THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

14
25.07.2024

For the Applicant : Mrs. M. Roy,
Advocate.
For the State Respondents : Mr. G.P. Banerjee,
Advocate.

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.

At the very outset, Mrs. Roy, learned counsel for the applicant wishes to press only the prayer at :- “a” – (i) 25-years MCAS.

She draws the attention of this Tribunal to several representations filed by the applicant before the Respondent authorities praying for benefits under 25 years MCAS, but neither such benefit has been granted nor the Respondent authorities communicated their decision of not considering so. In this application copy of the last such representation dated 10th July, 2018 is available which was addressed to the Director, Directorate of Brick Production and Joint Secretary, Housing Department.

Mr. Banerjee, learned counsel appearing on behalf of the Respondent authorities refers to memo No. 3015-F dated 13.03.2001 and submits that granting of such MCAS benefits is the sole discrepancy of the employer and such benefits are granted only when it is satisfied of the employees “Continuous and Satisfactory Service”.

The Tribunal has been made aware that another application being OA 115 of 2024 is being heard in this Tribunal and the next date is 25th September, 2024.

Since another matter relating to the same applicant being OA 115 of 2024

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-Vs-
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is fixed on 25th September, 2024, for the brevity of convenience, let this matter being OA 813 of 2018 be also fixed on 25th September, 2024 under the heading "Hearing".

(SAYEED AHMED BABA)
Officiating Chairperson and Member (A).

HS/Skg.

WEST BENGAL ADMINISTRATIVE TRIBUNAL