

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 832 OF 2023

DULI BAHADUR - Vs - THE STATE OF WEST BENGAL & OTHERS

Serial No. and
Date of order

For the Applicant : Mr.Gourav Haldar
Advocate

04

19.11.2024

For the State respondents : None

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.

On consent of the learned counsel, the case is taken up for consideration sitting singly.

The prayer in this application is for a direction to give accrued interest on the arrear pension which has been credited in favour of the applicant on 09.09.2022. The applicant also prays for an interest on the delayed payment of pension from 1990. Since the primary prayer relates payment of interest on pension, the Tribunal is of the view that Principal Accountant General is not a necessary party, therefore, Respondent No. 2 & 3 are expunged from the array of respondents.

From the documents referred to by Mr.Halder, learned counsel it is evident that the Accountant General's advice given on 16.06.2022 for release of pension was fulfilled on 09.09.2022. Therefore, the delay of less than three months cannot be considered as delayed due to latches on the part of the respondents. Mr.Halder is agreeable to this opinion. So far the second part of the prayer is concerned, the payment of interest from the arrear, it is agreed by Mr.Halder that such representation was wrongly addressed to the Principal Accountant General dated

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From the submissions and records the Tribunal is not satisfied that the applicant has been able to express properly what is being prayed for. As for payment of interest for the delayed payment of arrear pension, it is evident from above observation that there was hardly any delay. So far the prayer for calculation of interest from the year 1990, it is not clear as to what the applicant is actually praying for.

Therefore, this application is dismissed for not stating clearly what the prayer is about.

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

BLR