

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA-850 of 2021

Serial No. and Date of order	Dr. Kamalakanta Saha For the Applicant	VERSUS – The State of West Bengal & Ors. : Mr. M.N. Roy, Mr. G. Halder, Learned Advocates.
<u>03</u> 10.03.2022	For the State Respondents	: None.
	For the Pr. A.G.W.B.	Mr. B. Mitra.

Affidavit of service has been filed. Let it be kept with the record.

Admit.

Since state respondent is not appearing, therefore, state respondents are directed to take instruction and make appropriate submission by the next date.

It has been submitted by the counsel for the applicant that though he had approached before this Tribunal in OA-07 of 2021 and vide order dated 20.02.2021, this Tribunal had directed the disciplinary authority to conclude the disciplinary proceedings within a period of six months from the date of receipt of the order, in default, the proceedings deem to be dropped. However, neither any final order has been communicated nor he has been paid any pensionary benefits. The counsel for the applicant has further submitted that even the disciplinary proceeding is pending; he is entitled to get the provisional pension.

Though affidavit of service has been filed, none appeared for the state respondents. Therefore, state respondent is directed to make payment of at least provisional pension to the applicant immediately from the date of receipt of the order preferably within fifteen days from the date of receipt of the order. The respondents are further directed to make appropriate submission by the next date. Let the matter be listed under the same heading on **26.04.2022**.

Since the circumstance beyond control, the Registry is unable to furnish plain copies of this order to the learned advocates for the parties, the Registry is directed to upload this order on the website of the Tribunal

ORDER SHEET

Form No.

Dr. Kamalakanta Saha

Case No. **OA-850 of 2021**

Vs.

The State of West Bengal & Ors

forthwith and parties are directed to act on the copies of the order downloaded from the website.

URMITA DATTA (SEN)
MEMBER (J)

SC

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