

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA 853 of 2016

Subhas Chandra Modak -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	: Mr. M. Karim, Ld. Advocate.
	For the State Respondent	: Mr. G.P. Banerjee, Mr. B.P. Roy, Ld. Advocates.

15
04.11.2022

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 536-WBAT/2J-15/2016 dated 26th August, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

The instant application has been filed praying for refund of the alleged deduction of Rs.1,54,972/- as overdrawn, from the retiral benefits of the applicant. During the course of the hearing, learned counsel for the applicant has submitted that he had made a representation before the authority on 13.07.2016, which is still pending before the authority. However, as the respondent has not filed any reply, the counsel for the applicant has submitted that it would suffice his purpose, if the Respondent No. 4 i.e. the Deputy Commissioner of Police (HQs), Asansol-Durgapur Police Commissionerate, consider his representation within a stipulated period of time.

The counsel for the respondent has no objection for such consideration as per rules.

In view of the above, the Respondent No. 4 i.e. the Deputy Commissioner of Police (HQs), Asansol-Durgapur Police Commissionerate is directed to consider the representation dated 13.07.2016 filed by the applicant as per Rules and settled principle of law treating this OA as a part of it and to communicate his decision by way of a reasoned and speaking order within a period of 12 (twelve) weeks from the date of receipt of the order.

Accordingly, the OA is **disposed of** with no order as to costs.

CSM/SS

URMITA DATTA (SEN)
Officiating Chairperson & Member (J)