

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA 89 of 2020

Subhasish Gupta -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	: Mr. B. B. Dey, Learned Advocate.
<u>06</u> 11.04.2022	For the State respondent	: Mr. G.P. Banerjee, Learned Advocate.
	For the Pr.AG (A&E), WB	: Mr. B. Mitra, Departmental Representative.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 118-WBAT/1E-08/2003 (Pt.-II) dated 11th February, 2022 issued in exercise of the powers conferred under Section 6(5) of the Administrative Tribunals Act, 1985.

The counsel for the official respondent has submitted that they have just received the Service Book of the applicant from the Zila Parishad in the month of February, 2022. However, after going through the Service Book, it was found that some entries are missing such as fixation under ROPA, 1998 and ROPA, 2009 as well as leave statement of the applicant. Therefore, they have prayed for one accommodation to take appropriate steps in this regard and to proceed for payment of the retiral benefits. The Departmental Representative of the Principal Accountant General (A&E), West Bengal has submitted that till date they have not received any document from the department. Therefore, they are not in a position to take any steps in this regard.

Heard the parties and perused the records. It is noted that the applicant retired on 30.09.2014, however, no departmental proceedings or criminal proceedings are pending against him. But, till date he has not received any retiral benefits even pension. The counsel for the respondent has prayed for some time to complete the necessary formalities with regard to granting of pension. Therefore, in my considered opinion, since the applicant retired long back in 2014 having no fault on his part such fixation and leave

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statement, I grant one last chance to the respondents to take necessary action and to make payment of the retiral benefits including the pension within a period of three months from the date of receipt of the order. The respondents are directed to file the status report by the next date.

Let the matter be listed under the heading "For Orders" on 11.07.2022.

CSM/SS

**URMITA DATTA (SEN)
MEMBER (J)**