

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

The Hon'ble Mr. Sayeed Ahmed Baba, Member (Admn.)

Case No. –OA 9 of 2022

Swapan Bhattacharjee - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order <u>04</u> 25.01.2022	For the Applicant	: Mr. A.K. Niyogi Advocates.
	For the State Respondent	: Mr. G.P. Banerjee, Mr. B.P. Roy, Advocates.
	For the AG (A&E), WB	: Mr. B. Mitra, Departmental Representative.

In this application, Swapan Bhattacharjee, the applicant, who had superannuated from the post of ASI, Police on 31st December, 2021 has prayed for release of pension, release of cash equivalent to leave salary and gratuity. It is submitted by Mr. A.K. Niyogi, learned advocate for the applicant since the applicant has superannuated and is not getting pension and a representation dated 4th January, 2022 was furnished before the Superintendent of Police, Barasat Police District, North 24-Parganas, the respondent no. 4 for grant of provisional pension, as evident from Annexure-B to the application, appropriate order may be passed.

Mr. G.P. Banerjee, learned advocate appearing on behalf of the State respondents, submits that at this stage pension cannot be granted as the applicant has challenged the order of punishment dated 26th December, 2014 by filing OA-182 of 2015 which is pending.

Having heard the learned advocates for the parties and considering the facts and circumstances of the case, the application is disposed of by directing the Superintendent of Police, Barasat Police District, North 24-Parganas, the respondent no. 4, to release the provisional pension of the applicant within eight weeks from the date of presentation of copy of this order downloaded from the website of the Tribunal.

CSM/HS/SS

(SAYEED AHMED BABA)
Member (A)

(SOUMITRA PAL)
CHAIRMAN