

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

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

Case No. – OA-22 of 2021

Serial No. and
Date of order

Kamal Kumar Sarkar **VERSUS** – The State of West Bengal & Ors.
For the Applicant : Mr. B.B. Chakraborty,
Learned Advocate.
For the State : None.
Respondents

06
29.03.2022

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.

On consent of counsel for the petitioner, matter has been taken up for hearing. Affidavit of service has been filed. Let it be kept with the record.

The counsel for the respondent has raised the preliminary objection on the point of limitation as the applicant had retired almost 10 years ago and the amount, if any, was recovered from the gratuity amount and the applicant had made representation in the year 2020 only. Therefore, the application is hopelessly barred by limitation.

However, counsel for the applicant has prayed for accommodation to satisfy the Court on the point of limitation. Let the matter be listed on **17.05.2022** for admission hearing.

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

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URMITA DATTA (SEN)
MEMBER (J)