

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

**The Hon'ble Mrs. Urmita Datta (Sen), Member(J) &
Hob'ble Sayeed Ahmed Baba, Member (A_)**

Case No. – OA-593 of 2019

Sagardip Ghosh **VERSUS – The State of West Bengal & Ors.**

Serial No. and Date of order	For the Applicant	:	Mr. S. Maity, Learned Advocate.
	For the State Respondent	:	Mr. M.N. Roy, Learned Advocate.
<u>12</u> 23.12.2021			

The instant application has been filed praying for a direction upon the respondents to make payment of gratuity and other retiral benefits. As per the applicant, his father died on 13.11.2013 while in service. Thereafter he made an application before the authority for making payment vide letter dated 07.10.2015 to the Commissioner, Backward Classes Welfare Deptt. However, till date he has not received any order. Being aggrieved with, he had approached before the Hon'ble High Court in WP-8054 (W) of 2019, which was dismissed for want of jurisdiction with liberty to the applicant to approach before the appropriate forum vide order dated 07.04.2019. Hence the application.

During the course of hearing, the counsel for the applicant has submitted that it would suffice his purpose if the authority would be directed to consider his representation and make payment thereafter within a stipulated period of time.

The counsel for the respondent has no objection to such proposition.

In view of the above, Respondent No. 3, the Commissioner, Directorate of Backward Classes Welfare Department, Govt. Of West Bengal is directed to consider the case of the applicant and communicate his decision with follow up action by a reasoned and speaking order in accordance with rules within a period of twelve weeks from the date of receipt of the order. Accordingly, OA is disposed of with no order as to costs.

Since the circumstances beyond control, the Registry is unable to

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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.

SAYEED AHMED BABA
MEMBER (A)

URMITA DATTA (SEN)
MEMBER (J)

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