

**ORDER SHEET****WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-**

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

&amp; The Hon'ble P. Ramesh Kumar, Member (A)

Case No **MA - 149 of 2018 (OA – 418 of 2018)****Bandana Saha –Vs- The State of West Bengal & Others.**

Serial No. and Date of order. 1	Order of the Tribunal with signature 2	Office action with date and dated signature of parties when necessary 3
<p style="text-align: center;"><u>1</u> 07.09.2018</p>	<p><i>For the Applicant: Mr. M.N. Roy, Advocate.</i></p> <p><i>For the Respondents: None.</i></p> <p><i>The instant M.A. has been filed praying for provisional pension as the applicant in earlier occasion had approached this Tribunal in O.A. No. 312/2016 which was disposed of vide order dated 29.04.2016 holding inter alia</i></p> <p><i>“In the facts above, we direct the Respondent No. 1, Secretary, Animal Resources Development Department to dispose of the departmental proceeding, if not disposed of by this time, pending against the applicant within a period of four months from the date of communication of this order after considering her prayer, if any, for supplying necessary documents in accordance with Rules. In case, the proceeding is not concluded within the period stipulated the same will be deemed to have been concluded automatically subject to full cooperation and active participation of the applicant in the departmental proceeding. So we direct the applicant also to cooperate and participate in the proceeding as and when</i></p>	

Form No. ....

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A.K.P.	<p><i>asked for."</i></p> <p><i>However, according to the applicant, the department did not complete the disciplinary proceedings within the stipulated period of time. Moreover, after almost two years they issued second show-cause notice after his retirement however they are not providing the applicant the pension and pensionary benefit. Therefore, he has prayed for direction to provide him provisional pension since as per the earlier order dated 29.04.2016 disciplinary proceedings had come into end. However, it seems that nobody is appearing for the respondent though affidavit of service has been filed by the applicant.</i></p> <p><b><i>Therefore, Registry is directed to send copy of this order to the respondents.</i></b></p> <p><i>The respondents are directed to appear before the Tribunal on the next date and make appropriate submission in this regard otherwise appropriate order will be passed on the basis of available record.</i></p> <p><i>The matter be listed on 19.11.2018.</i></p> <p><b>P. RAMESH KUMAR MEMBER (A)</b></p> <p><b>URMITA DATTA (SEN) MEMBER (J)</b></p>	