

ORDER SHEET**WEST BENGAL ADMINISTRATIVE TRIBUNAL****Present-****The Hon'ble Mrs. Urmita Datta (Sen), Member(J)****The Hon'ble Mr. P. Ramesh Kumar, Member(A)****Case No – OA- 1087 of 2014.****Dr. Mahadeb De. 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>22</p> <hr/> <p>01/10/2019</p>	<p>For the Applicant : Mr. A.K. Niyogi, Ld. Advocate.</p> <p>For the State Respondents: N o n e</p> <p><i>The instant application has been filed praying for following relief;</i></p> <p><i>“(a) A direction upon the respondents to forthwith consider and grant pension in consideration of principle laid down by Hon’ble Apex Court by counting 10 years service as a Teacher for granting pension in favour of the applicant;</i></p> <p><i>(b) Issuance of any other order or orders and/or direction as this Hon’ble Tribunal may deem fit and proper.”</i></p> <p><i>As per the applicant, he joined in the post of Principal of Calcutta Homoeopathy Medical College and Hospital on 10.10.2011 and retired on 30.04.2013. However, he has not been granted pension. Therefore, he has prayed his past experience as Homoeopathy practioner may be counted as a private practioner and pension may be granted to him as has been done in the case of</i></p>	

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Form No.

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GM	<p><i>Hon'ble Judges of the High Court.</i></p> <p><i>None for the respondents. It is noted that the applicant joined the post of Professor on 10.10.2011 and retired on 30.04.2013. Since, he has worked only for 2 ½ years, therefore, he is not eligible to be considered for pension as he has not completed his 10 years service. Further, the prayer of the applicant for counting his private practice prior to joining in the said organisation is not tenable. Accordingly, the OA is dismissed being devoid of merit.</i></p> <p>P. RAMESH KUMAR MEMBER(A)</p> <p>URMITA DATTA (SEN) MEMBER(J)</p>	