

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

**Hon'ble Justice Soumitra Pal, Hon'ble Chairman.**  
**& Hon'ble Dr. Subesh Kumar Das, Administrative Member.**

Case No. OA 136 of 2016.  
 SRIKUMAR BANERJEE – VS- STATE OF W.B. & ORS.

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>10</p> <hr/> <p>20.11.2018.</p>	<p>For the Applicant : Mr. S.N. Ray, Mr. A. Hossain, Advocates.</p> <p>For the State Respondent : None.</p> <p>For the Principal Accountant General (A &amp; E) W.B. : Mr. B. Mitra, Departmental Representative.</p> <p>As prayed for by Mr. S.N. Ray, learned advocate for the applicant, leave granted to add Secretary, School Education Department and Commissioner of Schools as party respondents by amending the cause title in course of this day. Mr. G.P. Banerjee, learned advocate who normally appears on behalf of the state respondents is requested to appear in this matter. Let a copy of this application be served on Mr. Banerjee, which is served and accepted. The Legal Remembrancer is directed to regularise the appointment of Mr. Banerjee.</p> <p>In this application, the applicant stated to be a Lower Division Clerk attached to the office of the District Inspector of Schools, Howrah, who had superannuated</p>	

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	<p>on 31<sup>st</sup> January, 2011 has prayed for a direction upon the respondents to release superannuation benefits and to pay interest. Submission is though an application for grant of provisional pension was submitted, it has not been considered. As he is now 68 years of age and no pension has been released, he is in financial distress.</p> <p>It appears from the application that during his medical treatment the leave of the applicant got exhausted and the applicant did not get monthly salary along with yearly increment for a long time.</p> <p>Having heard Mr. S.N. Ray, learned advocate for the applicant, Mr. G.P. Banerjee and Mr. B. Mitra, the departmental representative and considering the facts and circumstances of the case, this application is disposed of by granting liberty to the applicant to file a representation, annexing copies of relevant documents, ventilating his grievances regarding non payment of retiral benefits before the Commissioner of Schools , Bikash Bhavan, Kolkata, the added respondent, by 14<sup>th</sup> December, 2018. If such application is filed within the time as stipulated, same shall be disposed of by the</p>	

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Skg.	<p>Commissioner of Schools by passing a reasoned order to be communicated to the applicant within twelve weeks after giving an opportunity of hearing and after verifying the records.</p> <p>(Subesh Kumar Das) Member(A).</p> <p>(Soumitra Pal) Chairman.</p>	

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