

ORDER SHEET
West Bengal Administrative Tribunal

Present.-
The Hon'ble
&
The Hon'ble

Case No. **OA – 389 of 2017**

Hemanta Kumar Dey

Versus

The State of West Bengal & Others.

Serial No. and
date of order

Order of the Tribunal
with signature

Office action with date
and dated signature of
parties when necessary.

1

2

3

05
02/04/2018

For the Applicant : *Kazi Sajjad Alam,*
Advocate.

For the State Respondents : *Mr. Shiladitya Bhattacharjee,*
Ms. Ruma Sarkar,
Departmental Representatives,
Land & Land Reforms Department

The instant application has been filed basically praying for preponment of his seniority and also has prayed for pension as consequential benefit.

After legal battle, the applicant was appointed on compassionate ground in the year 2011. However, according to the applicant, his seniority should be counted from 08/12/1991.

However, the Departmental Representative on behalf of the respondents has raised objection and has submitted that since the applicant joined in the year 2011 only, therefore, he could not complete the required 10 years qualifying service and thus, he is not entitled for any pension.

Heard both the parties.

The Departmental Representative on behalf of the respondents has raised preliminary issue of maintainability of the OA.

ORDER SHEET – (Continuation)

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<i>Rajat</i>	<p><i>It is noted that the applicant was appointed on 01/03/2011, therefore, he was aware that unless he will fulfill the requisite qualifying service he will not be entitled to get any pension. However, the applicant has filed the instant application in the year 2017.</i></p> <p><i>The applicant is directed to satisfy the Court on the point of limitation first.</i></p> <p><i>Let the matter be listed on 10.05.2018.</i></p> <p>Dr. A. K. CHANDA MEMBER(A)</p> <p>URMITA DATTA (SEN) MEMBER(J)</p>	

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