

**ORDER SHEET****WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Present-** The Hon'ble Justice Soumitra Pal (Chairman)  
& The Hon'ble Dr.Subesh Kumar Das (Administrative Member)

Case No. **OA – 579 OF 2017**  
**KALIPADA DAS Vs. THE STATE OF WEST BENGAL.**

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>08</u> 30.07.18</p>	<p>For the Applicant : Mr.G.P.Banerjee Learned Advocate</p> <p>For the Respondent : Mr.M.N.Roy Learned Advocate</p> <p>For the A.G.W.B. : Mr.B.Mitra (Departmental Representative)</p> <p>Though the matter has appeared in the list under the heading "To be mentioned" however, with the consent of Mr.G.P.Banerjee, learned advocate for the applicant, Mr.M.N.Roy, learned advocate for the State respondents and Mr.B.Mitra, the departmental representative for the Accountant General (A&amp;E), West Bengal, the matter is taken up for hearing.</p> <p>In this application, the applicant, a Group-D employee, has prayed for a direction upon the respondents, particularly on the Superintending Engineer, the respondent no. 5, to consider his prayer for voluntary retirement. Prayer has been made for a direction upon the respondent authorities to disburse the provident fund, gratuity and other benefits which are yet to be paid. On a query, Mr.Banerjee submits that since</p>	

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	<p>the applicant was ill, he could not perform his duties for a few months.</p> <p>Mr.M.N.Ray, learned advocate appearing on behalf of the State respondents submits on instruction that the applicant is absenting from 28<sup>th</sup> May, 2015.</p> <p>Mr.B.Mitra, the Departmental representative adopts the submission made on behalf of the State respondents.</p> <p>In reply, Mr.Banerjee submits that a direction may be issued to consider the representation appearing at pages 40 to 42 of the application addressed to the Assistant Engineer, Midnapur Sub-Division, the respondent no. 4.</p> <p>Having heard the learned advocates for the parties and 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 ventilating his grievances, annexing copies of relevant documents in support of his contention, before the Superintending</p>	

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BLR	<p>Engineer, South Western Circle, Social Sector Public Works Department, Paschim Medinipur, the Respondent No. 5 within four weeks along with copy of this order. If such representation is filed within time as stipulated, the Respondent No. 5 shall dispose of the same by passing a reasoned order to be communicated to the parties within ten weeks after giving an opportunity of hearing and after verifying the records. If such representation is not filed with the time as stipulated, the respondent No. 5 shall not consider such representation.</p> <p style="text-align: center;"> <b>(S.K.DAS)</b>  <b>MEMBER(A)</b> </p> <p style="text-align: center;"> <b>(SOUMITRA PAL)</b>  <b>CHAIRMAN</b> </p>	