

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

The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Subesh Kumar Das

Case No. **OA- 657 OF 2016**

SMT. GOURISEN MALLICK Vs. STATE OF WEST BENGAL & 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><u>07</u> 03.05.18</p>	<p>For the Applicant : Mr.M.K.Sanyal Learned Advocate</p> <p>For the Respondent : Mr.S.Bhattacharya Mr.A.De (Departmental Representatives)</p> <p>Rejoinder filed on behalf of the applicant today is kept on record.</p> <p>The applicant worked as Tehasil Mohorrior from December 1, 1972 to 1984 for the period of four (4) months in one calendar year under Junior Land Reforms Officer, Bhagwangola Circle No. 1 in the district of Murshidabad. She joined in Group-D post on regular basis on July 30, 2007 in terms of order dated July 26, 2007 issued by Additional District Magistrate and District Land & Land Reforms Officer, Murshidabad and retired from service on January 31, 2016. Accordingly, the applicant rendered service in a permanent post for eight (8) years six (6) months and one (1) day. Learned Counsel representing the applicant contends that there was inordinate delay on the part of the respondents in giving appointment to the applicant and thereby the applicant was deprived of rendering qualifying service</p>	

ORDER SHEET**SMT. GOURISEN MALLICK**

Form No.

Vs.**THE STATE OF WEST BENGAL & ORS.**Case No. **OA - 657 OF 2016**

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
BLR	<p>of ten (10) years for getting pension and as such the applicant should get pension.</p> <p>The authorised representative of the respondents has referred to reply submitted by the Respondent No. 2 (iii) and submitted that the applicant rendered only eight (8) years six (6) months of service and as such she is not qualified for getting pension.</p> <p>The service rendered by the applicant as seasonal worker from 1972 to 1984 cannot qualify for pension. The delay in selection of the candidate for appointment to Group-D post, even if attributed to the conduct of the respondents, cannot be taken into consideration to give benefit to the applicant for counting the said period of delay towards qualifying service for pension. Since the applicant has rendered service in permanent post for the period of eight (8) years six (6) months and one (1) day, we cannot persuade ourselves to give any relief to the applicant with regard to pension. As a result, the original application is dismissed.</p> <p>Let a plain copy of this order be supplied to both parties.</p> <p style="text-align: center;">(S.K.Das) MEMBER(A)</p> <p style="text-align: center;">(R.K.Bag) MEMBER (J)</p>	

ORDER SHEET

SMT. GOURISEN MALLICK

Form No.

Vs.

THE STATE OF WEST BENGAL & ORS.

Case No. **OA - 657 OF 2016**

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