

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Present-**

**The Hon'ble JUSTICE RANJIT KUMAR BAG**

**& The Hon'ble DR. SUBESH KUMAR DAS**

**Case No – OA 823 OF 2018**

*Zakiar Rahaman Vs The 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 style="text-align: center;">01</p> <hr/> <p>10.01.2019</p>	<p><i>For the Applicant : Mr. H. Mondal, Learned Advocate.</i></p> <p><i>For the Respondents : None</i></p> <p><i>The applicant has prayed for direction upon the respondents for granting him retirement benefit by taking into consideration the period from the date of selection till the date of appointment of the applicant by invoking the provision for relaxation of the rules.</i></p> <p><i>It appears from the materials on record that the applicant joined as Revenue Inspector in the office of the respondent no. 7 on February 12, 2008 and he retired on May 31, 2015. It further appears from record that the applicant rendered service for 7 years 3 months and 18 days. The contention of the applicant is that there was inordinate delay for giving appointment after selection of the applicant for the post of Revenue Inspector. No document is forthcoming before the Tribunal that the applicant was selected long before issuance of the appointment in favour of the applicant for joining in the post of Revenue Inspector. The period between selection of the candidate and appointment of the candidate can never be taken into consideration for granting benefit of</i></p>	

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*service. A government employee can only claim benefit of service after joining in the service. The claim of the applicant for granting benefit of service from the date of selection till the date of appointment is totally misconceived. Since the applicant did not render qualifying service for grant of pension and other retirement benefits, we cannot persuade ourselves to grant any relief to the applicant in the instant application. The original application is, thus, dismissed.*

*Let a plain copy of the order be supplied to the applicant.*

**( S.K.DAS )**  
**Member ( A )**

**( R.K.BAG )**  
**Member ( J )**

*H.S*

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