

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 827 of 2017.

AMIYA RANJAN PAL CHOWDHURY -Vs- THE 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>9 22.1.2019.</p>	<p>For the Applicant : Mrs. P. Saha, Advocate.</p> <p>For the State Respondent : Mrs. M. Mallick, Advocate.</p> <p>For the Principal Accountant General (A & E) W.B. : Mr. B. Mitra, Departmental Representative.</p> <p>Though the matter has appeared under the heading "Reply/Rejoinder and Objection", with the consent of Mrs. P. Saha, learned advocate for the applicant, Mrs. M. Mallick, learned advocate for the State respondent and Mr. B. Mitra, Departmental representative of the Principal Accountant General (A & E) W.B., the matter is taken up for hearing.</p> <p>In this application the applicant a Store-keeper in Teesta Canal Circle of Teesta Barrage Project, Government of West Bengal, has prayed for a direction upon the respondents to grant interest on the belated payment of superannuation benefits. It appears that earlier the applicant had moved the Tribunal for non payment of the superannuation benefits. By order dated</p>	

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	<p>23rd November, 2015 passed in OA 31 of 2014 directions were issued to disburse the benefits. Since the order was not complied with, a contempt application being CCP No. 93 of 2016 was filed. As the directions were complied with, contempt proceedings were dropped. Be it noted that after having superannuation on 31st January, 2011 retiring gratuity was paid on 12th September, 2016 and leave salary was paid on 16th September, 2016. The entitlement under the GIIS Scheme, 1987 was disbursed on 17th November, 2016. Since retirement benefits were admittedly disbursed belatedly, the application is disposed of by directing the Executive Engineer, Teesta Canal Head Quarters Division, Uttar Dinajpur – the Respondent no. 4 to pay interest at the rate of 8 per cent per annum on Rs. 4,86,061/- paid as retiring gratuity and Rs. 3,11,610/- being Leave salary, to be calculated from 1st May, 2011 to 31st August, 2016. So far as the payment of entitlement under the GIIS Scheme, 1987 is concerned interest at the rate of 8 per cent per annum be paid to be calculated from 1st May, 2011 to 31st October, 2016.</p>	

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Skg,	<p>Such interest shall be paid by the Executive Engineer, Teesta Canal Head Quarters Division, Uttar Dinajpur, the respondent no. 4 within ten weeks from the date of presentation of a copy of this order.</p> <p>(Subesh Kumar Das) Member(A).</p> <p>(Soumitra Pal) Chairman.</p>	

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