

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

The Hon'ble Mrs. Urmita Datta (Sen), Member(J)

The Hon'ble Mr. P. Ramesh Kumar, Member (A)

Case No – OA-556 of 2018.**'Dilip Kumar Sardar. Vs The State of West Bengal & Others.**

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
02 ----- 07-09-2018	<p>For the Applicant : Mr. Gourab Halder, Advocate.</p> <p>For the State Respondents :Mr. Soumendra Narayan Ray, Advocate.</p> <p>Affidavit of service is filed be kept on record.</p> <p>The instant application has been filed praying for a direction upon the respondents to release the pension and other retrial benefits. According to the applicant, he retired on 30-11-2017 on superannuation (Annexure – P 1). At the time of his retirement there was no disciplinary proceeding or criminal proceeding against him.</p> <p>During the course of the hearing, the Counsel for the applicant has placed one letter dated 06-11-2017 issued by the Executive</p>	

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	<p>Engineer, Tamluk Highway Division, P.W.D. Roads Directorate (Respondent No. 4) to the Government Pleader Tamluk asking for opinion with regard to the acceptance of pension paper without nominee. The Counsel for the applicant has also prayed for leave to bring on record. The said letter, however, the Counsel for the applicant has submitted even then after lapse of one year the respondents have not taken any step for payment of pension or any pensionary benefit including the GPF. Therefore the Counsel for the applicant has prayed as interim measure for provisional pension may be issued to him otherwise the applicant is suffering after his retirement.</p> <p>The Counsel for the respondents however has prayed for some time to take instruction in this regard and file reply.</p> <p>Heard the parties and perused the records. It is noted that the applicant was retired on superannuation. Therefore, respondents are directed to issue provisional</p>	

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Mihir	<p>pension forthwith in the interim. They are also directed to file reply by 4(four) weeks and rejoinder, if any, by 2(two) weeks thereafter. Let the matter be listed on 04-12-2018.</p> <p style="text-align: center;">P. RAMESH KUMAR URMITA DATTA (SEN) MEMBER(A) MEMBER(J)</p>	