

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson and Administrative Member**

**Case No. - OA 189 OF 2024**

**JITENDRANATH BANDYOPADHYAY - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. For the Applicant : None  
and  
Date of For the State Respondents : None  
order

4  
15.05.2025 The matter is taken up by the Single Bench pursuant to the order contained in the Notification No.638-WBAT/2J-15/2016 (Pt.-II) dated 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under section 5(6) of the Administrative Tribunals Act, 1985.

The prayer in this application is for a direction to the respondent authorities to disburse the interest amount @ 18% per annum on the delayed payment of pensionary benefit of the applicant including gratuity and arrear pension.

The applicant had retired on 30.09.2019 as Health Supervisor (M) working under the Block Medical Officer of Health, Bankura. His PPO was issued on 25.08.2021 and the revised PPO was issued to him on 30.10.2021 incorporating the benefits of ROPA 2019. The contention of the applicant is that though he was entitled to receive such revised payment earlier, but the same was released to him after 22 months from the date of effect of ROPA 2019 and it was paid without interest for the delayed payment of his revised pensionary benefits.

The Tribunal had advised Mr. Mallik, learned counsel to file copies of the prayers of the applicant submitted before the respondent authorities praying for giving the effect of ROPA 2019. However, no such paper was presented before this Tribunal. As a result, the Tribunal cannot accept the plea that the delay was caused by the respondent authorities. The applicant, while filing such an application, has to clearly state the specific dates of incidents to satisfy the Tribunal that delay was caused by the respondent authorities. However, in this case, no such fact with figures has been presented by the applicant's side. Therefore, the Tribunal is not satisfied that any delay was due to laches on the part of the State respondents and therefore, cannot accept the prayers of the application in this application.

Accordingly, this application is disposed of without passing any order.

(SAYEED AHMED BABA)

OFFICIATING CHAIRPERSON

and MEMBER (A)

SCN.