

**ORDER SHEET**

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

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

**Present-**

**Mr. Sayeed Ahmed Baba, Officiating Chairperson and Hon'ble Member (A).**

Case No. – OA 155 of 2023.

DIPAK KUMAR MAHATO- VERSUS- THE STATE OF WEST BENGAL & ORS.

Serial No. and  
Date of order

04  
18.01.2024

For the Applicant	: Mr. D. Koley, Learned Advocate.
For the State Respondent Nos. 1 to 7	: Mr. A.K. Das Sinha, Learned Advocate.
For the Principal Accountant General (A &E), West Bengal.	: Mr. B. Mitra, Departmental Representative.

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.

On consent of the learned counsel for the contesting parties, the case is taken up for consideration sitting singly.

Mr.D. Koley informs that the applicant has already received his interim allowance as per DCRB Rules, 1971.

Mr. B. Mitra, the departmental representative of the office of Principal Accountant General (A & E) West Bengal informs that the Provident Fund of this employee as a Group D is maintained by his own office. So far the prayer of the applicant is concerned for release of Gratuity, leave encashment, salary and pension, it is submitted that till disposal of the criminal case, only interim allowance is entitled, which he is getting.

Since it is clear to the Tribunal that an interim allowance has been provided and since full pension and other admissible benefits can be sanctioned only after disposal of the criminal case in which the applicant is involved, this application is disposed of with a direction to the Deputy Director of Agriculture (Administration),

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Form No.

DIPAK KUMAR MAHATO.

Case No. OA 155 of 2023.

**-Vs-**

THE STATE OF WEST BENGAL & ORS.

Purulia, - the respondent no.3 to release his admissible Provident Fund, if not released, upon receipt of such application from the applicant.

(SAYEED AHMED BABA)  
Officiating Chairperson and Member (A).

Skg.