

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 503 of 2017.

SWAPAN KUMAR BISAI – VS- 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 style="text-align: center;">6</p> <hr/> <p>4.12.2018.</p>	<p>For the Applicant : Mrs. S. Mitra, Advocate.</p> <p>For the State Respondent : None.</p> <p>For the Principal Accountant General (A & E) W.B. : Mr. B. Mitra, Departmental Representative.</p> <p>In this application the applicant, who had joined service on 30th July, 2008 as UDC in the office of the Additional District Sub-Registrar, Dantan, Paschim Medinipur and had superannuated on 31st March, 2017, has prayed for a direction upon the respondent to release pension with effect from 1st April, 2017 taking into consideration one and half years that is the time from the date of written examination and appointment. It is submitted by Mrs. Mitra that since the applicant did not have any past service and the period of qualifying service is eight years, eight months and two days, as evident from page 16 of the application, the shortfall may be condoned as he was appointed after a lapse of one and half years from the date of written examination and pension be granted.</p>	

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Skg.	<p>Heard Mrs. Mitra and also Mr. B. Mitra, the departmental representative. Since admittedly the applicant had worked for eight years, eight months and two days, which is less than ten years of service for qualifying for pension and as no law has been shown that the period of delay in getting appointment after completion of recruitment process confers right on the applicant to calculate the said period for counting the period of pension, this application has no merit and is, therefore, dismissed.</p> <p>(Subesh Kumar Das) Member(A).</p> <p>(Soumitra Pal) Chairman.</p>	

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