

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

The Hon'ble Justice Ranjit Kumar Bag, Member (Judicial)
& The Hon'ble Dr. Subesh Kumar Das, Member (Administrative)
Case No –OA 985 OF 2019

Tarakeswar Banerjee Vs The State of West Bengal & 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>3</p> <hr/> <p>04.02.2020</p>	<p>For the Applicant : Mr. A.K. Sahoo, Mr. B.K. Das, Learned Advocates.</p> <p>For the Respondents: Mr. M.N. Roy, Learned Advocate.</p> <p>For A.G. (A & E), W.B. : Mr. B. Mitra, Departmental Representative.</p> <p>Affidavit of service filed on behalf of the applicant is kept on record.</p> <p>The applicant has prayed for direction upon the respondents for condonation of short fall of two months and sixteen days in qualifying service for grant of pension in terms of the provisions of West Bengal Services (Death-cum-Retirement Benefit) Rules, 1971 (in short, the DCRB Rules, 1971).</p> <p>The applicant joined as Constable of Police in the establishment of the Superintendent of Police, Purba Medinipur on January 18, 2007 and retired from service on October 31, 2016. He rendered service for 9 years 9 months and 14 days, but he did not qualify for pension due to short fall of service of 2 months and 16 days in computation of qualifying service for grant of pension in terms of the provisions of the DCRB Rules, 1971.</p>	

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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
Rajib	<p>Having heard Learned Counsel representing both parties and on consideration of the provisions of Rule 36 of the DCRB Rules, 1971, we find that the Government may condone deficiency upto six months in qualifying service for grant of pension. Since there is a short fall of only 2 months and 16 days in qualifying service for grant of pension, we direct the applicant to submit a representation before the respondent No. 1, Additional Chief Secretary to the Government of West Bengal, Department of Home (Police) praying for condonation of short fall in qualifying service for grant of pension in terms of the provisions of the DCRB Rules, 1971 within a period of four weeks from this date. If such representation is submitted by the applicant within the stipulated period of time, the respondent No. 1 is directed to consider such representation of the applicant in terms of the provisions of Rule 36 of the DCRB Rules, 1971 within a period of twelve weeks from the date of receiving the representation of the applicant and communicate the result of the same to the applicant and take necessary follow-up action within a period of four weeks thereafter.</p> <p>With the above direction, the original application stands disposed of.</p> <p>Let a plain copy of the order be supplied to both parties.</p> <p style="text-align: center;">R.K. Bag Member (J)</p> <p style="text-align: center;">S.K. Das Member (A)</p>	

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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
Rajib		

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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

ORDER SHEET

Form No.

Tarakeswar Banerjee –v- State of W.B. & Ors.

Case No. **OA-985 of 2019**

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