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IN THE HIGH COURT AT CALCUTTA
CONSTITUTIONAL WRIT JURISDICTION
APPELLATE SIDE
(Via Video Conference)

WPA 12099 of 2021

Souren Das
Vs.
The State of West Bengal & Ors.

Mr. Pradyat Saha,
Mr. Sanjay Chakraborty
... For the petitioner.

Mr. Amal Kumar Sen,
Mr. Jaladhi Das
... For the State.

Affidavit of service filed in Court today is
taken on record.

The petitioner claims to be a former
employee of Transport Department, Government of
West Bengal. The petitioner is challenging a
memorandum dated 22nd January, 2020 issued by
the Secretary, Transport Department, Government of
West Bengal (hereinafter referred to as the said
memo). The petitioner was an employee of the
Transport Department of Government of West Bengal
and, as such, a former State Government employee.
By the said memo, the pension of the petitioner has
been “cut permanently” under the provisions of Rule
10 of West Bengal Service (Death-cum-Retirement
Benefit) Rules, 1971 and the petitioner is challenging
the same. The proper forum for the petitioner to

ventilate his grievances is the State Administrative Tribunal, constituted under the State Administrative Tribunal Act, 1987.

The writ petition is, therefore, dismissed only on the ground of want of jurisdiction and I have also not gone into the merits of the matter. The petitioner, however, shall be entitled to espouse his grievances on the selfsame cause before the appropriate forum.

(Arindam Mukherjee, J.)