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to
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Ct-08

MAT 1813 of 2017

The State of West Bengal & Ors.
Vs.
Bapi Sarkar & Ors.

with

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MAT 1814 of 2017

The State of West Bengal & Ors.
Vs.
Md. Allauddin Molla & Ors.

with

MAT 417 of 2018

The State of West Bengal & Ors.
Vs.
Kalyan Kishore Pradhan & Ors.

with

MAT 419 of 2018

The State of West Bengal & Ors.
Vs.
Manika Dhara Pal & Ors.

Mr. Supriyo Chattopadhyay, Ld. AGP
Ms. Iti Dutta
... For the State Appellants

Mr. Bikash Ranjan Bhattacharya, Sr. Adv
Mr. Bikram Banerjee
Mr. Sudipta Dasgupta
Mr. Arka Nandi
Mr. Saikat Sutradhar
... For the Respondent /
Writ petitioner in MAT 1813
of 2017, MAT 1814 of 2017
and MAT 419 of 2018

Mr. Saktipada Jana
Mr. Subhajyoti Das
... For the Respondent /
Writ petitioner in MAT 417
of 2018

Mr. Bhaskar Prasad Vaisya
Mr. Gourav Das
... For the DPSC, South
24 Parganas

1. Learned counsel appearing for the appellants has submitted that the Government has created supernumerary posts in order to ensure that the services of the writ petitioners are not interrupted. In view of that we dispose of all the appeals with the observation that the petitioners are now being accommodated by creation of supernumerary posts for entitlement of notional benefit for the purpose of pension, provided they are otherwise eligible and they would not be entitled to arrears for the period they did not work.

2. We make it clear that since the State was directed to create supernumerary posts in view of the special facts and circumstance of these cases, this shall not be treated as precedent.

3. All the appeals stand disposed of accordingly without any order as to costs.

4. Urgent Photostat certified copy of this order, if applied for, be given to the parties on usual undertaking.

(Uday Kumar, J.)

(Soumen Sen, J.)

