

S/L 30
02.12.2024
Court No.2
SD

CALCUTTA HIGH COURT
IN THE CIRCUIT BENCH AT JALPAIGURI
APPELLATE SIDE

WPA 2433 of 2024

Laxmi Tewari
Vs.
State of West Bengal & Ors.

Mr. Anand Bhandari
Mr. Urgen Lama
Mr. Mayank Bhandari

...for the Petitioner.

Mr. Nabankur Paul
Mr. Sourav Sarkar

...for the State.

Affidavit of service filed on behalf of the petitioner
be kept with the record.

The brother of the petitioner was a Lecturer in
Darjeeling Polytechnic who had died- in-harness.

The petitioner thereafter was appointed as Lower
Division Clerk on compassionate ground and on attaining
the age of superannuation, she had retired from her said
service on December 31, 2023, but with a shortfall in
qualifying service of 2½ years to get the benefit of pension.

The petitioner is praying condonation of the said
shortfall in her service.

Mr. Bhandari, learned advocate for the petitioner
submits that the said shortfall has been caused due to the
delay in appointing her in the said post; as such, is
condonable.

A representation of the petitioner to the said effect is
pending consideration before the Director, Directorate of
Technical Education and Training, Government of West
Bengal, the respondent no.3 herein, the said representation
dated April 02, 2024 forms part of the writ petition being
Annexure-P/5.

The petitioner is praying disposal of the said
representation.

The respondent no.3 is directed to consider and dispose of the said representation expeditiously in accordance with law, preferably within a period of **six weeks** from the date of communication of this order.

WPA 2433 of 2024 is disposed of with the above terms without any order as to costs.

No affidavit since has been invited, the allegations made in the writ petition are deemed to have been denied by the respondents.

Parties to act on the server copy of this order duly downloaded from the official *website* of this Court.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties, subject to compliance of all requisite formalities.

(Biswajit Basu, J.)