

**GOVERNMENT OF WEST BENGAL
DEPARTMENT OF HOUSING : A & E BRANCH
NEW SECTT. BUILDINGS (1st FLOOR)
1, K. S. ROY ROAD, KOLKATA-700 001**

No. 1633-H6/2R-120/96(Pt.)

Dated, Kolkata, the 29th December, 2003.

NOTIFICATION

With a view to preventing unauthorized retention of accommodation after retirement in Government R. H. Estate a notification was earlier issued vide No. 839-H6/2R-20/96 (Housing) dated July 3,2000, wherein it was impressed upon all Head of Department, Directorate & Other D. D. Os to strictly adhere to the provisions of Rule 140 of W. B. S. (DCRB) Rules, 1971 and also to invariably seek clearance of the Licensing authority before finally drawing the gratuity amount for retiring employees living in R. H. Es.

The Hon'ble Apex Court in its judgment pronounced on August 7, 2001 (AIR 2001 Supreme Court 2433) held that disbursement of terminal benefits cannot be withheld on the ground of occupation of Government accommodation after retirement.

Pursuant to the aforesaid judgment the notification No. 839-H6/2R-20/96 (Housing) dated July 3, 2000 is hereby withdrawn with immediate effect.

This is however, without, prejudice to any other action that may be taken against retired Government employee for unauthorized occupation of Government accommodation after retirement.

Sd/- ASHOK GUPTA

Chief Secretary to the
Government of West Bengal.