

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

The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Subesh Kumar Das

Case No – OA 1020 OF 2016

SUDIP NATH & ANR. 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>10 26.06.2018</p>	<p>For the Applicant : Mrs. S. Mitra Learned Advocate</p> <p>For the State Respondent: Mr. S. Ghosh Learned Advocate</p> <p>For the A.G., West Bengal : Mr. B. Mitra Departmental Representative</p> <p>One Sudhangshu Kumar Nath, predecessor in interest of the applicants, retired from the post of Assistant Operator, R.L.I. under the establishment of Block Development Officer, Swarupnagar, North 24 Parganas on April 30, 2000. The concerned Government employee died on December 9, 2014 without receiving retirement benefits. It is contended on behalf of the applicants that absence of the deceased employee was regularised by grant of leave and the said fact was communicated under letter dated February 22, 2005 (page 15A to the original application). Mr. B. Mitra, the authorised representative of A.G., West Bengal has referred to the pension file of the applicant and submitted that the amount of GPF has already been disbursed in favour of the deceased Government employee. The grievance of the legal heirs</p>	

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	<p>of the deceased Government employee is that they have not received lifetime arrears of pension, gratuity, leave encashment. It appears from the status report submitted by the State respondents that the Accounts Officer of A.G., West Bengal issued letter to the respondent No. 3, Block Development Officer, Swarupnagar, North 24 Parganas on January 24, 2018 asking for legal heirship certificate in respect of the deceased Government employee, order for sanction of payment of L.T.A. of pension in favour of legal heirs of the deceased Government employee in equal share and other documents. There is nothing on record to indicate that the respondent No. 3 has submitted the documents referred to in the letter dated January 24, 2018 of A.G., West Bengal. The delay in payment of retirement benefits is due to non-compliance of the instruction given by the Accounts Officer of A.G., West Bengal on January 24, 2018.</p> <p>Under the above circumstances we direct the respondent No. 3 Block Development Officer, Swarupnagar, North 24 Parganas to send all the documents to A.G., West Bengal as demanded under letter dated January 24, 2018 (page 26 to the status report submitted on behalf of the State respondents) within a period of sixteen weeks from the date of communication of the order. With the above direction the original application stands disposed of.</p>	

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SCN.	<p style="text-align: center;">Let a plain copy of the order be supplied to both parties.</p> <p>(S.K. Das) MEMBER (A)</p> <p style="text-align: right;">(R.K. Bag) MEMBER (J)</p>	