

ORDER SHEET

Smt. Gargi Bhatta

Form No.

.....

Vs.

The State of West Bengal & Ors.

Case No. **OA 1152 OF 2016**

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On April 9, 2014, the applicant submitted application before the Superintendent, Jawharlal Nehru State General Hospital, Kalyani for grant of family pension on the ground that she is the divorced daughter of the deceased employee Debasri Bhatta. The claim of the applicant for grant of family pension was processed by ACMOH, College of Medicine and J.N.M. Hospital, Kalyani, Nadia, but Senior Accounts Officer of the respondent AG, West Bengal was not satisfied with the requisite documents submitted for grant of family pension. By letter dated April 24, 2015, the Senior Accounts Officer of respondent AG, West Bengal had written to the Ex-Officio Superintendent, J.N.M. Hospital, Kalyani to process the case of family pension of the applicant in terms of G.O. No. 830-F (Pen) dated September 20, 2010 issued by the Finance Department, Government of West Bengal. What transpires from various correspondences made between the College of Medicine of J.N.M. Hospital, Kalyani and the Department of Health & Family Welfare, Government of West Bengal is that the case of family pension of the applicant is still pending for consideration.

We have heard Learned Counsel for the applicant, Learned Counsel for the state respondents and the Departmental Representative of the respondent AG, West Bengal.

Since the issue of grant of family pension to the applicant is pending for consideration for about five years, we are of the

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view that the issue of grant of family pension to the applicant must be resolved by the Departmental Secretary after obtaining concurrence of the Finance Department, Government of West Bengal without further delay. In view of our above findings, we direct the respondent no. 1, Additional Chief Secretary to the Government of West Bengal, Department of Health & Family Welfare to take necessary steps for grant of family pension to the applicant as divorced daughter of the deceased Government employee in accordance with law within a period of 16 (sixteen) weeks from the date of communication of the order and communicate the result to the applicant within a period of 4 (four) weeks thereafter.

With the above direction, the original application is **disposed of.**

Let a plain copy of this order be supplied to all the parties.

(S.K. DAS)
MEMBER(A)

(R. K. BAG)
MEMBER (J)

Sanjib