

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

**The Hon'ble Justice Ranjit Kumar Bag
& The Hon'ble Dr. Subesh Kumar Das**

Case No – OA 888 OF 2018

Mahamaya Dutta 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
02 05.03.2019	<p>For the Applicant : Mr. H. Ghosh, Learned Advocate.</p> <p>For the Respondent : Mr. G.P. Banerjee, Learned Advocate.</p> <p style="text-align: center;">Supplementary application filed on behalf of the applicant is already on record.</p> <p style="text-align: center;">Having heard Learned Counsel representing both parties and on consideration of the materials on record, we find that one Tapan Kumar Dutta died-in-harness on July 22, 2001 leaving behind many legal heirs who have not been brought on record by the applicant. The affidavit annexed to the application indicates there are eight legal heirs of the deceased Tapan Kumar Dutta, apart from his first wife Prova Rani Dutta to whom a letter was addressed by the Divisional Officer, 'D' Division of West Bengal Fire & Emergency Services on July 14, 2011. The principles of natural justice demand that all the legal heirs of the deceased employee should be given an opportunity of hearing before deciding the claim of the applicant as wife of the deceased Tapan Kumar Dutta.</p> <p style="text-align: center;">Accordingly, the applicant is directed to implead all the legal heirs of the deceased Tapan Kumar Dutta by amendment</p>	

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Mahamaya Dutta

Form No.

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Vs.

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of cause title of the original application within a period of four weeks from this date. The applicant is further directed to serve on the added respondents copy of the application and copy of this order by speed post within a period of eight weeks from this date.

List the matter under the heading "**Admission Hearing**" on **14.05.2019**.

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

(S.K. DAS)
MEMBER(A)

(R. K. BAG)
MEMBER (J)

Sanjib