

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Present-

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

Case No – **OA 967 of 2018**

Smt. Bulbuli Ghosh 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
01 07.02.2019	<p>For the Applicant : Mr. S.K. Roy, Ms. S. Das, Learned Advocates.</p> <p>For the Respondent : Mr. A.L. Basu, Learned Advocate.</p> <p>Affidavit of service filed on behalf of the applicant today is kept on record.</p> <p>The applicant has prayed for direction upon the respondents to release service benefits of the deceased husband of the applicant.</p> <p>It appears from record that one Ashok Ghosh, Constable of Police was dismissed from service and the said order of dismissal passed by the disciplinary authority was affirmed by the appellate authority on August 25, 2006. Admittedly, the applicant is the legally married wife of the deceased employee Ashok Ghosh. The grievance of the applicant is that service benefits of her deceased husband have not been disbursed in favour of the applicant in terms of the rules by which her deceased husband was governed.</p> <p>Having heard Learned Counsel representing both parties and on consideration of the provisions of Rule 33 of West Bengal Services (Death-cum-Retirement Benefit) Rules, 1971, we find that an employee dismissed from service forfeits his entire past service and as such the dismissed employee is not</p>	

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entitled to get any service benefits under the rules. On our query, Learned Counsel for the applicant, submits that the deceased employee did not receive the amount of GPF deposited by him during the period of his service, though Learned Counsel has failed to inform us of the Account Number of GPF of the deceased employee and the amount of money deposited by him in the GPF during the period of his service.

Under the above circumstances, we direct the applicant to submit an application in prescribed format by furnishing all necessary particulars before the respondent no. 6, Superintendent of Police, North 24-Parganas for release of the amount of GPF of Ashok Ghosh, if the amount of GPF has not been released in the meantime. The respondent no. 6, Superintendent of Police, North 24-Parganas is directed to take necessary steps for release of the amount of GPF in favour of the applicant within a period of 12 (twelve) weeks from the date of submission of application in the prescribed form along with all necessary particulars, if the amount of GPF has not been released in the meantime.

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

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

Sanjib

(S.K. DAS)
MEMBER(A)

(R. K. BAG)
MEMBER (J)