

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble SAYEED AHMED BABA, Member (A)

Case No. – MA-117 of 2021(OA-817 of 2016)

Sk. Rezaul Karim VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	:	Mr. G.P. Banerjee, Mr. A. Samad, Mr. S. Haque, Learned Advocates.
<u>05</u> 06.09.2022	For the State Respondents	:	Mrs. S. Agarwal, Learned Advocate .

Mr. Banerjee submits that the respondent has rejected the application on the ground that the family income comes to more than 90 % of the gross salary of the deceased employee.

Since in several judgements, the Hon'ble Apex Court as well as Hon'ble High Court has ordered that the family pension and other retiral benefits of the deceased employee cannot be a part of the family income, therefore, the impugned order of the respondent is bad in law and should be set aside.

In support of the above, Mr. Banerjee prays for time to submit relevant judgements by the next date.

Let the matter be listed on **16.09.2022** for further 'Order.'

SAYEED AHMED BABA
MEMBER (A)

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