

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**The Hon'ble SAYEED AHMED BABA, Officiating Chairperson & Member (A)**

**Case No. – MA-122 of 2022 (OA-692 of 2021)**

**Kalpana Das & Anr. VERSUS – The State of West Bengal & Ors..**

Serial No. and Date of order For the Applicant : Mr. C.V. Gupta,  
Learned Advocate.

For the State Respondents : None.

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20.02.2023

For the private respondent no. 5. Mr. A.N. Chakraborty,  
Learned Advocate.

For the Pr. A.G.W.B Mr. B. Mitra.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly

Mr. G.P. Banerjee appearing on behalf of Mr. B.P. Roy learned advocate for the respondent prays for accommodation. Prayer is allowed.

As per the prayer of the applicant, the applicant is the daughter of Sanatan Das, the deceased employee and Sona Rani Das the mother of the applicant. The counsel for the applicant submits that since being the daughter of the deceased employee, she is also entitled to get retiral benefits and be added as a party.

Mr. Gupta, however, opposes such a prayer and has submitted an affidavit in reply. Submission of Mr. Gupta is that the very identity of the applicant being daughter of the deceased employee is doubtful. Such doubt in the mind comes after

examining the document at page 10 which appears to be a certificate issued by Head Master on 28.04.2022 certifying that the applicant, Rina Das had studied in Class -V in the year 1984! At the very outset the identity of the applicant has to be properly established.

Let the applicant submit before the Tribunal proper documents to prove that she is the daughter of the deceased employee, Sanatan Das. The admissibility of this application is kept open.

Let the matter appear under the heading Admission hearing on **21.07.2023**.

SAYEED AHMED BABA  
OFFICIATING CHAIRPERSON & MEMBER(A)

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