

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson and Administrative Member

Case No. –OA 355 OF 2024

SMT. MAUSUMI DAS & ANR. - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order	For the Applicant	:	Mr. Masud Karim, Advocate
	For the State Respondents	:	Mr. M.N. Roy, Advocate
<u>2</u> 09.12.2024	For the Public Service Commission, West Bengal	:	Mr. G.P. Banerjee, Miss. A.P. Banerjee, Advocates

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 23rd November, 2022 issued in exercise of the powers conferred under section 5(6) of the Administrative Tribunals Act, 1985.

Let affidavit of service, filed on behalf of the applicant and Vakalatnama, filed by the private respondent No.5, be kept on record.

The prayer in this application is for a direction to the respondent authorities to take steps for inclusion of names of the applicants in the service book of the private respondent, being wife and daughter.

The application is for a direction to the respondent authorities to include the names of the applicants in the Service Book of the private respondents. The applicant's claim is that she is the wife of the employee and the applicant No.2 is the minor daughter. From the submissions and records, it is understood that Mr. Goutam Das, the employee has recorded the names of his mother and two unmarried sisters as nominees in the service book and other relevant documents. It also transpires that there is a marital disharmony between the applicant No.1, Mausumi Das and the private respondent No.5, Goutam Das.

Mr. G.P. Banerjee, learned counsel appearing on behalf of the employee, being the private respondent No.5, vehemently opposes admission of this matter on the ground that such prayers are not maintainable before this Tribunal. Mr. Roy,

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learned advocate appearing on behalf of the State respondent is also of the same opinion and has submitted that it is the prerogative of the employee himself whose name is to be recorded as nominees in the service book and other service related prayers.

Mr. Karim has prayed for a direction to the respondent authorities to consider their representations filed before the Inspector General and Director General of Police and the Superintendent of Police Baruipur Plice District.

Having heard the submissions of the learned counsels, the Tribunal has come to this conclusion that it does not have the legal mandate to direct, neither the private respondent nor the State respondents, to add the names of the applicants in the service book. Hence, finding this application not maintainable, it is disposed of without passing any orders.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON
and MEMBER (A)

SCN.

WEST BENGAL ADMINISTRATIVE TRIBUNAL