

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Sayeed Ahmed Baba, Officiating Chairperson & Member (A)

Case No. OA – 680 of 2024

Bulu Goswami Ghosal - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No.	For the Applicant	: Mr. S. Ghosh,
and		Mrs. S. Das,
Date of order		Learned Advocates.
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05.03.2025	For the Respondents	: Ms. R. Sarkar,
		Mr. S. Debray,
		Mrs. A. Bhattacharya,
		(Departmental Representatives)
		Land & Land Reforms Department
	For the Pr. A.G. (A & E),	: Mr. B. Mitra,
	W.B.	(Departmental Representative)

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

The applicant has prayed for a direction to the respondent authorities to grant her family pension being the widowed daughter of the deceased father. Radheshyam Ghosal, father of the applicant was an employee under Refugee, Relief and Rehabilitation Department, now merged with L & LR Department. He died on 05.11.2010 after his superannuation. Pankajini Ghosal, widow of the deceased employee and mother of the applicant used to receive her family pension till her death on 04.02.2018. The applicant has prayed for family pension by furnishing several representations before the respondent authorities. The last representation was filed by her dated 13.09.2024. Submission is that despite being entitled and submitting several representations, the respondent authorities have failed to sanction family pension to her as the widowed daughter of the deceased employee. Mrs. Das, learned counsel supports the prayer of the applicant relying on Memo 138-F(Pen) dated 3rd March, 2008, which allows family pension to widowed daughter till her remarriage.

A Memo 732-F(Pen) dated 12th November, 2008 has been shown by Mr. B. Mitra. By this Memo, it is evident that a claimant like this applicant has to submit suitable documents to establish her identity. Similarly, Ms. Sarkar has presented a copy of Memo 22 dated 06.02.2025, by which the Additional District Magistrate, Nadia had advised the Block Development Officer, Nakashipara Block Development Office to

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take necessary action for issuing the certificate.

Having heard the submissions and after examining the records in this application, this application is disposed of but directing the applicant to furnish her representation praying for family pension as the widowed daughter before the respondent no. 5, Commissioner, Refugee, Relief and Rehabilitation, Karigori Bhawan, New Town with all supporting documents.

The applicant is also directed to correct the address of respondent no. 1, State of West Bengal through the Additional Chief Secretary, Department of Land and Land Reforms and Refugee, Relief and Rehabilitation, Nabanna, HRBC Building, Howrah and serve copy.

Respondent no. 5, the Commissioner, Refugee, Relief and Rehabilitation Department is directed to examine the representation if furnished before him with all supporting documents and if it is found to be in order, the same may be disposed of as per rules within four months from the date of submission of such proposal by the applicant.

SAYEED AHMED BABA
OFFICIATING CHAIRPERSON & MEMBER(A)

A.K.P.