

**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 192 OF 2022**

**ANJALI ROY - Vs - THE STATE OF WEST BENGAL & OTHERS.**

Serial No. and  
Date of order

09  
18.07.2024

For the Applicant : Mrs. Sonali Mitra  
Advocate

For the State Respondent : Mr. Goutam Pathak Banerjee  
Advocate

For the Principal Accountant : Mr. Biswanath Mitra  
General (A&E) West Bengal (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 (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 and the learned Departmental representative for the contesting parties, the case is taken up for consideration sitting singly.

The prayer in this application is for direction to the respondent authorities to sanction and release the family pension as she is the wife and now widow of the deceased employee, Bholanath Roy. Bholanath Roy was a Constable under the Asansol Durgapur Police Commissionerate, who superannuated on 31.12.2019 and died on 30.06.2021. Mrs. Mitra, learned counsel for the applicant has submitted that the applicant, Anjali Roy, being the wife of the deceased employee is entitled for family pension and supporting documents like EPIC, Aadhaar card, Ration card are ample proof to establish the fact of her claim of being the wife of the deceased employee. In the representation furnished before the respondent authorities dated 24.01.2022, she has stated that prior to her marriage to the deceased employee, one Uma Roy was the wife who expired on 17.03.1995. Later in the year 1996, the

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applicant had married the deceased employee, only after the death of the first wife. Moumita Roy, a daughter was born from such wedlock on 05.11.1999.

Mr.G.P.Banerjee, learned counsel wishes to check records in the office of the respondent authorities and take instructions for his submission in this matter on the next date. Mrs.Mitra has also been advised to present copies of marriage certificates and other documents, if available with the applicant. Mr.B.Mitra, has also enlightened that in the proposal papers for pension of the superannuated employee, Bholanath Roy, name of the applicant does not appear, rather, the names of two sons - Prosenjit Roy and Surajit Roy have been shown as family members of the deceased employee.

Let further submissions on the basis of documents be made on 30<sup>th</sup> September, 2024 under the heading 'Hearing'.

**(SAYEED AHMED BABA)**  
**OFFICIATING CHAIRPERSON AND MEMBER (A)**

BLR