

ORDER SHEET

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Mrs. Urmita Datta (Sen), Member(J).

Case No. – OA 239 of 2019 [MA 256 of 2019]

Bhagmani Devi - **VERSUS** - THE STATE OF WEST BENGAL & ORS.

Serial No. and Date of order <u>07</u> 05.03.2021	For the Applicant For the Respondent No. D	: Mr. P.S. Das, Ld. Advocate. : Mr. B.B. Chaklanabis, Mr. P.P. Mukhopadhyay, Ld. Advocates.
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The matter is taken up by the Single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24th December, 2020, issued in exercise of the powers conferred under sub section (6) of Section 5 of the Administrative Tribunals Act, 1985.

The instant Miscellaneous Application has been filed praying for being added as a party respondent in the OA-239 of 2019, wherein one Bhagmani Devi has claimed pensionary benefits in her favour. However, according to the counsel for the applicant, his client is also a legally married wife, whose name is being reflected in the official record. Therefore, she has some interest in the instant original application and unless and until she would be added as a party respondent in the Original Application No. 239 of 2019, she will suffer irreparable loss and injury.

In view of the above, the MA is **allowed**.

The applicant in the original application is directed to add the applicant of the instant MA as a party respondent no. 7 and to serve a copy of the original application to the newly added respondent.

Both the respondents are directed to file their reply by four weeks and rejoinder, if any, by two weeks thereafter. However, the counsel for the respondent no. 3 in the MA has submitted that his client is a legally married wife though living separately which would be evident from the judgment dated 06.09.2013 passed by the Learned Family Court, Calcutta. Therefore, both the parties are directed to satisfy their marriage status in their respective reply and rejoinder.

OA – 239 of 2019

List the matter under the heading “**Admission Hearing**” on **19.05.2021**.

SS/CSM

Mrs. URMITA DATTA (SEN)
MEMBER (J)

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Form No.

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WEST BENGAL ADMINISTRATIVE TRIBUNAL