

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. – OA 245 OF 2022

SHIKASH BAGDI - VERSUS - THE STATE OF WEST BENGAL & ORS.

Serial No. and
Date of order

03
29.06.2022

For the Applicant : Mr. Srikanta Dutta
Advocate

For the State respondents : Mrs. Sunita Agarwal
Advocate

The matter is taken up by the single Bench pursuant to the order contained in the Notification No. 118-WBAT/1E-08/2003 (Pt.-II) dated 11th February, 2022 issued in exercise of the powers conferred under section 6 (5) of the Administrative Tribunals Act, 1985.

In this application, Shikash Bagdi, the applicant stated to be 100 % disabled, has prayed for the following relief:

“ (a) A specific direction upon the respondents to sanction family pension of the applicant and release the pensionary benefits in favour of the applicant along with arrears immediately.”

It appears that Santi Gopal Bagdi, father of the applicant was a Khalashi, under the Sainthia Irrigation Sub-Division, Irrigation and Waterways Department, Government of West Bengal, the respondent no. 5. He expired on 28th September, 1986 while in service leaving behind his wife, five daughters and three sons including the applicant. After the demise of the father, Puspa Rani Bagdi, the mother of the applicant received family pension which was subsequently revised. The mother of the applicant expired on 10th April, 2019. It is stated by Mr. S.Dutta, learned advocate for the applicant that since the

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applicant is 100% physically disabled and as representation dated 3rd June, 2019 was submitted before the Executive Engineer, Mayurakshi Headquarter Division, Irrigation and Waterways Department, Birbhum, the respondent no. 4 for getting family pension, appropriate direction may be issued upon the respondent no. 4 to consider and grant family pension.

Mrs.S.Mitra, learned advocate appearing on behalf of the State respondents submits, if directed, the respondents will consider the representation in accordance with law.

Having heard the learned advocates for the parties and considering the facts and circumstances of the case, the application is disposed of by directing the Executive Engineer, Mayurakshi Headquarter Division, Irrigation and Waterways Department, Birbhum, the respondent no. 4 to consider and dispose of the representation dated 3rd June, 2019 by passing a reasoned order to be communicated to the parties within eight weeks from the date of presentation of a copy of this order downloaded from the website of the Tribunal after giving an opportunity of hearing to the applicant or any person authorised by him in writing and to the other heirs of late Santi Gopal Biswas, if necessary, and after verifying the records.

(SOUMITRA PAL)
CHAIRMAN