

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman.

**Case No. - OA 25 of 2021**

**Smt. Kakali Singha - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and Date of order For the Applicant : Mrs. S. Agarwal,  
Advocates.

03  
31.03.2021 For the State Respondent : Mr. S. N. Ray,  
Advocate.

The matter is taken up by the single Bench pursuant to the Notification No. 949-WBAT/2J-15/2016 dated 24<sup>th</sup> December, 2020 issued in exercise of the powers conferred under sub-section (6) of Section 5 of the Administrative Tribunals Act, 1985.

Let affidavit of service filed be kept on record.

By order dated 1<sup>st</sup> February, 2021, the matter was directed to appear today in the list under the heading "Admission Hearing". As the matter did not appear, Mrs. S. Agarwal, learned advocate for the applicant mentioned it at the first sitting of the Tribunal and directions were issued upon the registry to publish supplementary cause list enlisting the matter. Consequently, the supplementary cause list has been published.

Let a copy of the supplementary cause list be kept on record.

In this application, Smt. Kakali Singha – the applicant has prayed for several reliefs, the relevant portion of which is as under :

*"..... A mandatory order directing the respondents to give effect to the Memo. No. 620-F(PEN) dated 29.06.2006 issued by the Secretary, Finance Department, Government of West Bengal and to sanction family pension on the strength of the said Memo. dated 29.06.2006 since the date of death of the mother of the applicant on 30.06.2018 as the*

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*widowed daughter of the deceased Government Employee namely Nagendra Nath Mondal and as the pensioner and thereafter the date of Trinayani Mondal the widow of the Government Employee and to consider the representation dated 30.08.2018 and 30.11.2020 made by the applicant and to act in accordance with law.”*

It appears that the father of the applicant Nagendra Nath Mondal was an Assistant Operator (SOST) under the department of Water Resources Development, Government of West Bengal and was attached to the office of the Block Development Officer, Tehatta-I Block in the district of Nadia. The applicant was married to one Sudhin Kumar Singha. Sudhin Kumar Singha expired on 17<sup>th</sup> September, 2002, leaving behind the applicant as his widow. It has been stated that after the death of her husband, the applicant became dependent upon her father. The father of the applicant superannuated on 30<sup>th</sup> September, 2004 and started getting pension. Subsequently, the father of the applicant expired on 25<sup>th</sup> June, 2006 leaving behind the applicant and her mother Trinayani Mondal as heirs and legal representatives. After the death of the father, the mother started getting family pension and the applicant having no other means to survive became dependent on her mother's family pension. Unfortunately, Trinayani Mondal, the mother of the applicant expired on 30<sup>th</sup> June, 2018 leaving behind the widow daughter that is, the applicant. It has been stated that at present the applicant is employed as 'Asha Karmee' with meagre remuneration of Rs.2000/- and she is unable to maintain herself. It has been stated that though representations dated 30<sup>th</sup> August, 2018 and 30<sup>th</sup> November, 2020 seeking family pension were furnished before the authorities, however those have not been considered. Aggrieved this application has been filed.

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It is submitted by Mrs. S. Agarwal, learned advocate for the applicant that direction may be issued on the respondents to consider the representations furnished on 30<sup>th</sup> August, 2018 and dated 30<sup>th</sup> November, 2020 for grant of family pension.

Mr. S.N. Ray, learned advocate for the State respondents submits if directed, the respondent authorities will consider the representations.

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 Director, Water Resource Development Directorate, Government of West Bengal, the respondent no.2 (2) to dispose of the representations furnished on 30<sup>th</sup> August, 2018 and filed on 30<sup>th</sup> November, 2020 by passing a reasoned order to be communicated to the parties within 10 weeks from the date of presentation of a copy of this order downloaded from the internet / website, after giving an opportunity of hearing and after verifying the records.

(SOUMITRA PAL)  
CHAIRMAN

Rajib