

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 27 of 2021

Smt Nilima Biswas VERSUS – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	: Mrs. S. Agarwal, Learned Advocate.
<u>02</u> 05.02.2021	For the State Respondent	: Mr. S. Ghosh, Learned Advocate.
	For the A.G., W.B.	: Mr. B. Mitra, Depttl. Representative.

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 applicant has prayed for leave to make amendment in the cause-title with regard to respondent no. 3. Prayer is allowed.

The instant application has been filed basically praying for a direction to the respondents to extend the applicant family pension being widow daughter of the deceased employer. As per the applicant, her father died on 05.04.2000 thereafter her mother was getting family pension who also died on 11.08.2018. In the meantime, the husband of the applicant also died on 03.03.2003 (Annexure 'B') and the applicant had become dependant on her mother. Therefore, she has made a representation dated 31.12.2019 (Annexure 'F') for grant of family pension as per rules. According to the applicant being the widow daughter she is also entitled for family pension. During the course of the hearing the counsel for the applicant has submitted that it would suffice his purpose if the respondent no. 3 would be directed to consider the case of the applicant as per rules and to take a decision within a stipulated period of time.

In view of the above, the respondent no. 3 is directed to take

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decision with regard to the family pension of the applicant as per rules and to communicated the said by a speaking and reasoned order within a period of three (3) months from the date of receipt of the order.

Accordingly, O.A. is disposed of.

Mrs. URMITA DATTA (SEN)
MEMBER (J)

Csm