

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble Justice Soumitra Pal, Chairman

Case No. – OA 356 OF 2022

**SMT. UMA PRAMANIK**

**- VERSUS -**

**THE STATE OF WEST BENGAL & ORS.**

Serial No. and  
Date of order

For the Applicant

: Mr. Sankha Ghosh  
Mr. Gourav Halder  
Advocates

03  
21.07.2022

For the State respondent Nos. 1, 2 and  
3

: Mr. Biswa Priya Roy  
Mr. Goutam Pathak Banerjee  
Advocates

For the Principal Accountant General  
(A&E) West Bengal

: Mr. Biswanath Mitra  
(Departmental Representative)

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 11<sup>th</sup> February, 2022 issued in exercise of the powers conferred under section 6 (5) of the Administrative Tribunals Act, 1985.

In this application, Uma Pramanik, widow of late Laknath Pramanik, has prayed for certain reliefs, the relevant portion of which is as under:

*“(a) An order do issue directing the concerned respondent authorities to forthwith grant and disburse the family pension as well as the arrear family pension of your applicant after calculating it for compound interest @ 8% p.a. till the date of actual realization of the same in accordance with law, within stipulated time period.”*

It has been stated that the husband of the applicant, Ex. Additional Director of Drugs Control, West Bengal, expired on 20<sup>th</sup> September, 2019. It appears from the original application that after the passing away of her husband as she was not getting family pension she approached the Stated Bank of India, Kidderpore Branch, wherefrom she was intimated that as her name was not in the pension payment order she is not entitled to family pension. Thereafter, she

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made a representation dated 31<sup>st</sup> March, 2022 before the Director of Drug Control, Department of Health and Family Welfare, Directorate of Drug Control, Kolkata, the respondent no. 3 praying for grant of family pension. It appears that earlier by letter dated 27<sup>th</sup> November, 2020 addressed to the Director of Drugs Control, Department of Health and Family Welfare, Directorate of Drugs Control, the respondent no. 3, the Senior Accounts Officer in the office of the Accountant General (A&E) West Bengal had intimated that the husband of the applicant during his lifetime was drawing provisional pension and no final pension was granted as departmental proceeding was pending and a request was made to the respondent no. 2 to forward again the records/ documents regarding sanction of family pension as evident from the Annexure- 'C' to the application. Thereafter a reminder to the office letter dated 27<sup>th</sup> April, 2020 was issued on 27<sup>th</sup> June, 2022 by the said Accounts Officer to the said respondent no.2.

Mr.S.Ghosh, learned advocate for the applicant submits that in view of the letter dated 27<sup>th</sup> November, 2020 and the reminder dated 27<sup>th</sup> June, 2022, appropriate direction may be issued on the Director of Drugs Control, the respondent no. 3 to issue necessary orders for grant of family pension to the applicant. Let a copy of the memo dated 27<sup>th</sup> June, 2022 filed today be kept on record.

Mr.B.P.Roy, learned advocate for the respondent nos. 1, 2 and 3 submits that steps will be taken for processing the papers regarding grant of family pension to the applicant.

Mr.B.Mitra, the Departmental representative for the Principal Accountant General (A&E) West Bengal, submits that if the documents as mentioned in the letter dated 27<sup>th</sup> November, 2020 and in the reminder dated

**ORDER SHEET**

Form No.

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27<sup>th</sup> June, 2022 are forwarded by the Director of Drugs Control, the respondent no. 3, it will be processed by the office of Principal Accountant General (A&E) West Bengal, the respondent no. 4 at the earliest.

Heard the learned advocates for the parties. It appears that the letter dated 27<sup>th</sup> November, 2020 and the reminder dated 27<sup>th</sup> June, 2022 are yet to be replied by the Director of Drugs Control, Department of Health and Family Welfare, Directorate of Drugs Control, the respondent no. 3. It is evident that the Director of Drugs Control instead of taking up the matter promptly and replying to the letter dated 27<sup>th</sup> November, 2020 and reminder dated 27<sup>th</sup> June, 2022 has remained silent which is unfortunate and is dereliction of duty. Considering the said fact, the said respondent no. 3 is directed to take prompt action and shall reply to the said letters with his comments and shall forward the necessary documents for grant of family pension to the applicant before the Principal Accountant General (A&E) West Bengal, the respondent no. 4 within four weeks from the date of presentation of a copy of this order downloaded from the website of the Tribunal. Thereafter, the office of the Principal Accountant General shall process the papers and do the needful within eight weeks. After the papers are received from the Principal Accountant General, the respondent no. 3 shall do the needful for grant of family pension, if sanctioned in favour of the applicant, within four weeks. The application is disposed of.

(SOUMITRA PAL)  
CHAIRMAN

BLR