

ORDER SHEET
WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

THE HON'BLE SAYEED AHMED BABA, OFFICIATING CHAIRPERSON AND ADMINISTRATIVE MEMBER

Case No. OA – 370 of 2025

Panchami Das - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

03
19.08.2025

For the Applicant : Mrs. Varsha Roy,
Learned Advocate.

For the State : Mr. S. Ghosh,
Respondents Learned Advocate.

For the Respondent No. 9 : Mr. M.N. Roy,
Learned Advocate.

The matter is taken up by the Single Bench pursuant to the order contained in the Notification No. 638-WBAT/2J-15/2016 (Pt.-II) dated 23rd November, 2022 issued in exercise of the powers conferred under Section 5 (6) of the Administrative Tribunals Act, 1985.

By an order dated 19.08.2025 in MA-81 of 2025, the name of Subhojit Das has been added as Private Respondent No. 9.

The applicant has prayed for a direction upon the respondent authorities to disburse her terminal benefits including Family Pension, Death Gratuity, Leave Salary, arrear salaries of the deceased employee, Srikanta Das. Mrs. Varsha Roy, learned counsel appearing on behalf of the applicant submits that the applicant being the wife of the deceased employee had prayed for such benefits before the respondent authorities who referred the matter to the Jt. Director of Agriculture, Krishnanagar Range vide Memo 1310 dated 11.08.2008. The Tribunal has also been informed that Subhojit Das, the added respondent in this application is also the son of the deceased employee with his marriage with Supta Sarkar. Smt. Supta Sarkar had died in the year 2021.

Mr. Roy appearing on behalf of Subhojit Das argues that the very legal status of the applicant, Panchami Das is questionable.

Mr. Ghosh appearing on behalf of the state respondent

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has submitted that the name of Subhojit Das and Nandalal Das are recorded as sons of the deceased employee in the service papers including the nomination papers filed by the deceased employee.

The Tribunal after hearing all the sides and after perusing the records is of the view that the claim and counter claims for Family Pension and other terminal benefits of the deceased employee, Srikanta Das should be properly heard by the respondent authorities. With this in mind, the Tribunal directs both the sides, Panchami Das and Subhojit Das to file their claims by way of representations before the Respondent No. 2, Director of Agriculture within 45 days from today. The Respondent No. 2, Director of Agriculture is directed to examine these representations and hear both the parties. After examination of the records and hearing the parties, the Respondent No. 2, Director of Agriculture shall take a suitable decision as per rules within two months from the date of such hearing and communicate the decision to the parties within two weeks thereof.

The application is disposed of.

(SAYEED AHMED BABA)
OFFICIATING CHAIRPERSON AND MEMBER (A)