

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 44 of 2024

Rejaul Karim & Ors. - Vs - The State of West Bengal & Ors.

Serial No. and
Date of order

05
12.03.2025

For the Applicant : Mrs. Sunita Agarwal,
Learned Advocate.

For the State : None.
Respondents

For the Pr. A.G.W.B. Mr. B. Mitra.

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.

Affidavit of service filed, be kept with the record.

The applicant has prayed for a direction to the respondent authorities to release arrear gratuity of the father of the applicant from 1994 and also other retiral benefits. From the initial submissions made by Mrs. Agarwal and after going through the records, it appears that father of the applicant, an employee was involved in a criminal case and later convicted. During the pendency of his appeal against such conviction, the employee had died. As per extant rule, convicted employee or his legal heirs are not entitled to receive Gratuity, Pension, Leave Salary. The applicant, being the legal heirs of the deceased employee are entitled to receive only G.P.F., G.I.S.S., and Leave Salary. Mrs.

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THE STATE OF WEST BENGAL & OTHERS.

Agarwal has been advised to find out whether these admissible benefits have already been received by the legal heirs or not.

Let the matter appear under the heading
Admission Hearing on 19.06.2025.

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

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