

**WEST BENGAL ADMINISTRATIVE TRIBUNAL**

**Bikash Bhavan, Salt Lake, Kolkata – 700 091.**

**Present-**

**The Hon'ble SAYEED AHMED BABA, Officiating Chairperson & Member (A)**

**Case No. – OA-51 of 2021**

Serial No. and Date of order	Basanti Chakraborty For the Applicant	:	<b>VERSUS</b> – The State of West Bengal & Ors.. Mr. A.J. Sengupta, Mr. N.N. Ray, Learned Advocates.
<u>12</u> 09.03.2023	For the State Respondents	:	Mr. S.N. Roy, Mr. S.K. Mondal, Learned Advocates.

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 23<sup>rd</sup> November, 2022 issued in exercise of the powers conferred under Section 5(6) of the Administrative Tribunals Act, 1985.

On consent of the learned counsels for the contesting parties, the case is taken up for consideration sitting singly.

The prayer in this application relates to a direction to release the salary of Santanu Chakraborty from 08.02.2010 till his date of death i.e. upto 06.01.2019. The applicant, Basanti Chakraborty is the mother of the Santanu Chakraborty.

It appears from the records and submissions that due to mental illness Santanu Chakraborty could not continue his office duties from 31.10.2006 till 07.02.2010. Later when he recovered, he made a representation for allowing him to join in the office w.e.f. 08.02.2010. Since the respondent did not respond, Santanu Chakraborty preferred an application before this Tribunal. The Tribunal after hearing the matter, passed an order dated 24.02.2016 in OA-932 of 2012, in which the respondent was directed to allow him to join. Despite the Tribunal's order, he was not allowed to join. Unfortunately on 06.01.2019, Santanu

Chakraborty expired.

Responding to several representations, the Pay & Accounts Office, Calcutta Pay & Accounts Office - I on 16.03.2019 referred the matter to the Director, Directorate of Treasuries and Accounts along with the petition of Basanti Chakraborty.

Learned counsel for the applicant prays for a direction to Respondent No. 3, Director, Directorate of Treasuries and Accounts for release of the salary of her son, Santanu Chakraborty, working as a L.D.A. in the office of Calcutta Pay & Accounts Office –I for the period from 08.02.2010 till the date of his death i.e. upto 06.01.2019 along with all service benefits/admissible death benefits.

After hearing the submissions of the learned counsels, the matter is disposed of by directing the Respondent No. 3, Director, Directorate of Treasuries & Accounts to consider the representation and pass a reasoned order within a period of twelve weeks from the date of communication of this order and communicate the same to the applicant, Basanti Chakraborty within a period of two weeks thereof.

Accordingly, the matter is disposed of.

SAYEED AHMED BABA  
OFFICIATING CHAIRPERSON & MEMBER(A)