

ORDER SHEET
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 526 of 2023

Smt. Chanda Sengupta @ Chhanda Sengupta -- VERSUS – The State of West Bengal & Ors.

Serial No. and
Date of order

For the Applicant

: Mr. G.P. Banerjee,
Ld. Advocate.

For the State Respondents
Nos. 1, 2 & 3

: Ms. R. Sarkar,
Mr. S. Debray,
Mrs. A. Bhattacharya,
Mr. R. Bag,
Ld. Depttl. Reps.

For the Respondent No. 6

: Mrs. Lopamudra Banerjee Moitra,
Ld. Advocate.

For the Pr. AG (A&E), WB

: Mr. B. Mitra,
Ld. Depttl. Rep.

05
07.08.2025

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.

The prayer in this application is for a direction to the respondent authorities to sanction family pension in favour of the applicant, Chanda Sengupta, wife of the deceased employee, Pashupati Sengupta.

From the submissions and records, the Tribunal finds that a Succession Certificate has been issued in favour of Chanda Sengupta by the Learned District Delegate, Paschim Midnapore. The relevant part of the order is as under :

“The Tribunal after examining the order of the Ld. District Delegate is satisfied that a clear order was passed in favour of the applicant, Chhanda Sengupta being the legal heir and successor of Pashupati Sengupta, the deceased employee. The order also covers the status of the deceased employee in respect of debts and securities which includes pension, arrear of pension / outstanding pension and current pension. The operative part of the order is as under :

Ordered

“That the succession certificate in respect of the debts and securities of Late Pashupati Sengupta, as mentioned in the

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Schedule of the instant petition, be issued in favour of the petitioner, Smt. Chhanda Sengupta, as his legal heir and successor.”

While a direction was passed by this Tribunal to the Treasury Officer, Kharagpur to file a report stating the action taken by him in terms of the order passed by the Learned District Delegate, the Treasury Officer in his report in memo. no. 738 dated 25.07.2025 states that the Treasury Officer being the Pension Disbursing Authority, pays pension as per the PPO issued by the Principal Accountant General (A&E), West Bengal. Presently, such a family pension is being paid to Ms. Manju Sengupta, the private respondent no. 6. The Deputy Director and Sub-Divisional Land & Land Reforms Officer, Kharagpur, Paschim Medinipur being the Pension Sanctioning Authority wrote to the Principal Accountant General (A&E), West Bengal on 25.07.2025 and left the matter to be decided by the Principal Accountant General (A&E), West Bengal.

This Tribunal after examining the records and considering the submissions of the parties is of the view that the family pension being paid to Ms. Manju Sengupta is against the order passed by the Learned District Delegate. Further, it is the Pension Sanctioning Authority, in this case, the Deputy Director and Sub-Divisional Land & Land Reforms Officer, Kharagpur, Paschim Medinipur who should submit a revised proposal for family pension in the name of Chhanda Sengupta to the Principal Accountant General (A&E), West Bengal. The Principal Accountant General (A&E), West Bengal is not the Pension Sanctioning Authority and in this matter cannot take a decision without a proposal submitted by the Pension Sanctioning Authority.

Therefore, it is the direction of this Tribunal to the respondent no. 3, the Deputy Director and Sub-Divisional Land & Land Reforms Officer, Kharagpur, Paschim Medinipur to submit a

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proposal before the Principal Accountant General (A&E), West Bengal advising stopping of family pension to Ms. Manju Sengupta and instead proposing family pension in favour of Chhanda Sengupta in terms of the order passed by the Learned District Delegate, Paschim Medinipur. The proposal should also indicate recoveries to be made from Ms. Manju Sengupta. The revised proposal for family pension shall be submitted by him within 30 (thirty) days from the date of communication of this order. A copy of the proposal be endorsed to the applicant as well.

Accordingly, this application is **disposed of**.

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

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