

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 539 of 2023

Falguni Adhikary -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	: Mr. P. Sarkar, Ld. Advocate
	For the State Respondent	: Mr. G. Halder, Ld. Advocate.
<u>01</u> 05.10.2023	For the Pr. Accountant General (A&E), WB	: Mr. B. Mitra, Ld. Depttl. Representative.

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.

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

Affidavit of service filed be kept on record.

The applicant has prayed for a direction to the respondent authorities to grant and release her family pension in her favour being the divorced daughter of the deceased employee Binayendra Adhikary, former Forest Ranger under Durgapur Division. From the submission of the learned counsel and the documents in this application, it appears that the deceased employee has superannuated on 31.12.2007 and died on 18.01.2020. In this regard, the applicant had furnished several representations before the respondent, the Divisional Forest Officer, Durgapur Division and the last such representation was furnished on 24.07.2023. Mr. P. Sarkar, learned counsel also submits that as required by the relevant Rules, the applicant had furnished all the relevant documents along with the representation. Submission is that suitable direction may be given to the concerned respondent to consider her representation and process a proposal for family pension in her name.

Appearing on behalf of the State respondents, Mr. Halder submits that if such a direction is given to the respondent, the same will be considered as per Rule.

In view of the above submissions, this application is disposed of by directing the respondent no. 2(iii), the Divisional Forest Officer, Durgapur Division, District Paschim Burdwan to consider her representation for family

ORDER SHEET

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pension as per Rules after being satisfied with her entitlement. Such exercise for consideration of her representation be completed within three months from the date of communication of this order.

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

SAYEED AHMED BABA
Officiating Chairperson & Member (A)

CSM/SS