

**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 623 OF 2022**

**JAMINIMOHAN CHATTERJEE - VERSUS - THE STATE OF WEST BENGAL & ORS.**

Serial No. and Date of order	For the Applicant	:	Mr.Sourav Bhattacharjee Advocate
<u>04</u> 03.03.2023	For the State respondents	:	Mr. Soumendra Narayan Ray 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 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 is for the direction to the respondents to add the name of his own daughter Sheila Chatterjee in the nominee for family pension. Earlier, the name of Reba Chatterjee, the applicant's wife was in the nominee list. However, after the death of his spouse, Reba Chatterjee, now the applicant wishes to add the name of Sheila Chatterjee, his daughter in the nominee for family pension.

Against his representation for such request, the respondent on 28.01.2019 had rejected the same on the ground that there is no provision to nominate the unmarried daughter as family pensioner. At present, the applicant has superannuated and is receiving his pension.

Mr.S.Bhattacharjee, submits a copy of Memo. No. 830-F (Pen) dated 20.09.2010 in which the unmarried daughters are also entitled for family pension.

Mr.S.Bhattacharjee relying on page 16, which is a copy of Epic Card submits that the daughter, Sheila Chatterjee was born on 20.08.1960 and now

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she is 62 years.

Mr.S.N.Ray, learned counsel for the State respondent submits that if such a direction is given, the same will be considered to add her name as a family member.

After hearing the submissions of the learned counsels, the respondent No. 3, Deputy Secretary, Department of Higher Education, Establishment Branch, Bikash Bhawan, is directed to add the name of Sheila Chatterjee, unmarried daughter of Jaminimohan Chatterjee, the pensioner as a member of the family at this stage.

Accordingly, the matter is disposed of.

BLR

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