

**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 629 of 2021**

**KRISHNARANI BHATTACHARYA & ANOTHER - Vs - THE STATE OF WEST BENGAL & OTHERS.**

Serial No. and Date of order	For the Applicants	: Mrs. Sonali Mitra Advocate
<u>08</u> 02.05.2023	For the State respondents	: Mrs. Sunita Agarwal Advocate
	For the Principal Accountant General (A&E) West Bengal	: Mr.B.Mitra (Departmental 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 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 and the Departmental representative, the case is taken up for consideration sitting singly. .

The two applicants, both considering themselves as the wives of the deceased employee have filed this application for a direction upon the respondents authority to release family pension in equal share to them. The deceased employee himself died on 17.06.2013 leaving behind a Will and Testament in favour of the applicants to get his movable and immovable properties to the applicants in equal share.

In the year 2016, as submitted by Mrs.S.Mitra, the applicants had furnished a representation before the respondents to consider release of family pension in their favour. Mrs.S.Mitra, submits that it will suffice, if a direction is given to the respondent to consider the matter. Mrs.S.Mitra, also prays for liberty to file a fresh representation, similar to the one filed in the year 2016, before the respondent with a direction to consider the same.

**ORDER SHEET**

Form No.

**KRISHNARANI BHATTACHARYA & ANR.**

**Vs.**

Case No. **OA 629 of 2021**

**THE STATE OF WEST BENGAL & OTHERS.**

---

Mrs.S.Agarwal, learned counsel appearing on behalf of the respondent authority submits that there is no documentary evidence to prove that they are the legally married wives, since no marriage certificate and other relevant documents have been filed in this application. However, the respondent authority will consider such representation as per law, if filed with supporting documents.

After hearing the learned counsels, this application is disposed of by directing the respondent No. 5, Block Medical Officer of Health, Chandipur Rural Hospital, Chandipur, District- Purba Medinipur to consider and dispose of such representation, if filed by the applicant, within a period of eight weeks from the date such representation is filed by the applicants as per rules.

Accordingly, the application is disposed of.

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

BLR