

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 696 of 2022**

Miss Gangabati Mahata -- **VERSUS** – The State of West Bengal & Ors.

Serial No. and Date of order	For the Applicant	: Mrs. S. Mitra, Ms. S. Bose, Ld. Advocates.
<u>04</u> 15.05.2023	For the State respondent	: Mr. M.N. Roy, Ld. 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.

Affidavit of service filed be kept on record.

In an order dated 18.11.2019, the Tribunal had directed the Respondent No. 3, the Divisional Forest Officer, Jhargram Division to take steps to grant family pension in favour of Kiran Bala Mahata, the applicant in OA 709 of 2019. Before such family pension was awarded, Kiran Bala Mahata expired on 09.12.2021 leaving behind her two daughters. In the present application, Gangabati Mahata is the applicant, whereas her sister, Basanti Mahata is the married daughter and Uttam Mahata, being the son, both as unmarried daughter and son are not eligible for family pension. In this respect, it appears that an enquiry was conducted and its report submitted to the Block Development Officer, Jhargram in which it appears that the applicant, Gangabati Mahata, being unmarried daughter is also the legal heir of Kiran Bala Mahata.

Submission of Mrs. S. Mitra, learned counsel appearing on behalf of the applicant is for liberty to file a fresh representation before the Respondent No. 3, the Divisional Forest Officer, Jhargram Division ventilating her grievances regarding grant of family pension.

Mr. M.N. Roy, learned counsel appearing on behalf of the State respondents submits that if such a direction is given, the same will be complied as per norms.

After hearing both the learned counsels, the matter is disposed of by

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directing the Respondent No. 3, the Divisional Forest Officer, Jhargram Division to consider the representation of the applicant, if so furnished before him within a period of 8 (eight) weeks from the date of this order and pass a reasoned order within a period of 6 (six) weeks from the date of submission of such representation.

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

**SAYEED AHMED BABA**  
**Officiating Chairperson & Member (A)**

CSM/HS