

WEST BENGAL ADMINISTRATIVE TRIBUNAL

Bikash Bhavan, Salt Lake, Kolkata – 700 091.

Present-

The Hon'ble SAYEED AHMED BABA, Member (A)

Case No. – OA-626 of 2021

Serial No. and Date of order	Sumitra Mahata For the Applicant	: Mrs. Sonali Mitra, Learned Advocate.
<u>07</u> 05.09.2022	For the State Respondents	: Mr. S. Ghosh, Learned Advocate .
	For the Pr. A.G.W.B.	Mr. B. Mitra.

Mrs. Mitra submits that the representation of the applicant for condonation of shortfall for pension was considered by the Respondent No. 2, Director of Personnel and was also referred to the I & W Deptt. However, it appears that the reasoned order of the Director of Personnel, has neither accepted nor rejected the prayer.

Submission is that the Respondent No. 1, Principal Secretary, I & W Deptt. may be directed to consider the prayer of the applicant for condonation of the shortfall of qualifying service of her father and issue order for family pension as per law and pass a reasoned order.

Mr. Ghosh submits that he has already stated in his reply that the applicant's father was not a permanent employee and is not entitled for pension due to his nature of work. However, if direction is given, the respondent will consider and dispose of the prayer of the petitioner as per law.

Mr. Mitra appearing on behalf of the Pr. A.G.W.B. has no say in this matter at this juncture.

Having heard both the learned advocates, the matter is

disposed of by directing the Respondent No. 1, Principal Secretary, I & W Department to consider the representation of the applicant for condonation of shortfall of qualifying service of her father for pension and issue order for family pension, if entitled, and pass a reasoned order as per law within a period of eight weeks from the date of this order. The order shall also be communicated to the applicant within a period of two weeks from the date of his order.

Accordingly, OA is disposed of.

SAYEED AHMED BABA
MEMBER (A)